

# ***NORTH CAROLINA REGISTER***

**VOLUME 13 • ISSUE 9 • Pages 753 - 802**

**November 2, 1998**

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Cosmetic Art Examiners  
Environment and Natural Resources  
Health and Human Services  
Revenue  
Secretary of State  
State Personnel Office  
Rules Review Commission  
Contested Case Decisions

### **PUBLISHED BY**

*The Office of Administrative Hearings*

*Rules Division*

*PO Drawer 27447*

*Raleigh, NC 27611-7447*

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For those persons that have questions or concerns regarding the Administrative Procedure Act or any of its components, consult with the agencies below. The bolded headings are typical issues which the given agency can address, but are not inclusive.

### **Rule Notices, Filings, Register, Deadlines, Copies of Proposed Rules, etc.**

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1307 Glenwood Ave., Suite 100  
Raleigh, North Carolina 27605  
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919/733-2711  
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Joint Legislative Administrative Procedure Oversight Committee  
64 Legislative Office Building  
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215 North Dawson Street  
Raleigh, North Carolina 27601  
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919/733-2893

NC League of Municipalities  
215 North Dawson Street  
Raleigh, North Carolina 27601  
contact: Paula Thomas  
919/733-4000

**NORTH CAROLINA  
REGISTER**

**IN THIS ISSUE**



**Volume 13, Issue 9  
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This issue contains documents officially filed through October 12, 1998.

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**NORTH CAROLINA ADMINISTRATIVE CODE CLASSIFICATION SYSTEM**

*The North Carolina Administrative Code (NCAC) has four major subdivisions of rules. Two of these, titles and chapters, are mandatory. The major subdivision of the NCAC is the title. Each major department in the North Carolina executive branch of government has been assigned a title number. Titles are further broken down into chapters which shall be numerical in order. The other two, subchapters and sections are optional subdivisions to be used by agencies when appropriate.*

**TITLE/MAJOR DIVISIONS OF THE NORTH CAROLINA ADMINISTRATIVE CODE**

<b>TITLE</b>	<b>DEPARTMENT</b>	<b>LICENSING BOARDS</b>	<b>CHAPTER</b>
1	Administration	Acupuncture	1
2	Agriculture	Architecture	2
3	Auditor	Athletic Trainer Examiners	3
4	Commerce	Auctioneers	4
5	Correction	Barber Examiners	6
6	Council of State	Certified Public Accountant Examiners	8
7	Cultural Resources	Chiropractic Examiners	10
8	Elections	Employee Assistance Professionals	11
9	Governor	General Contractors	12
10	Health and Human Services	Cosmetic Art Examiners	14
11	Insurance	Dental Examiners	16
12	Justice	Dietetics/Nutrition	17
13	Labor	Electrical Contractors	18
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**Note:** Title 21 contains the chapters of the various occupational licensing boards.

**Publication Schedule**  
(June 1998 - March 1999)

FILING DEADLINES			NOTICE OF RULE-MAKING PROCEEDINGS		NOTICE OF TEXT (either column A or column B)						TEMPORARY RULE
volume and issue number	issue date	last day for filing	earliest register issue for publication of text	earliest date for public hearing	A. non-substantial economic impact			B. substantial economic impact			270 <sup>th</sup> day from issue date
					end of required comment period	deadline to submit to RRC for review at next RRC meeting	first legislative day of the next regular session	end of required comment period	deadline to submit to RRC for review at next RRC meeting	first legislative day of the next regular session	
12:23	06/01/98	05/08/98	08/03/98	06/16/98	07/01/98	07/20/98	01/27/99	07/31/98	08/20/98	01/27/99	02/26/99
12:24	06/15/98	05/22/98	08/14/98	06/30/98	07/15/98	07/20/98	01/27/99	08/14/98	08/20/98	01/27/99	03/12/99
13:01	07/01/98	06/10/98	09/01/98	07/16/98	07/31/98	08/20/98	01/27/99	08/31/98	09/21/98	01/27/99	03/28/99
13:02	07/15/98	06/23/98	09/15/98	07/30/98	08/14/98	08/20/98	01/27/99	09/14/98	09/21/98	01/27/99	04/11/99
13:03	08/03/98	07/13/98	10/15/98	08/18/98	09/02/98	09/21/98	01/27/99	10/02/98	10/20/98	01/27/99	04/30/99
13:04	08/14/98	07/24/98	10/15/98	08/31/98	09/14/98	09/21/98	01/27/99	10/13/98	10/20/98	01/27/99	05/11/99
13:05	09/01/98	08/11/98	11/02/98	09/16/98	10/01/98	10/20/98	01/27/99	11/02/98	11/20/98	01/27/99	05/29/99
13:06	09/15/98	08/24/98	11/16/98	09/30/98	10/15/98	10/20/98	01/27/99	11/16/98	11/20/98	01/27/99	06/12/99
13:07	10/01/98	09/10/98	12/01/98	10/16/98	11/02/98	11/20/98	01/27/99	11/30/98	12/21/98	05/00	06/28/99
13:08	10/15/98	09/24/98	12/15/98	10/30/98	11/16/98	11/20/98	01/27/99	12/14/98	12/21/98	05/00	07/12/99
13:09	11/02/98	10/12/98	01/04/99	11/17/98	12/02/98	12/21/98	05/00	01/04/99	01/20/99	05/00	07/30/99
13:10	11/16/98	10/23/98	01/15/99	12/01/98	12/16/98	12/21/98	05/00	01/15/99	01/20/99	05/00	08/13/99
13:11	12/01/98	11/05/98	02/01/99	12/16/98	12/31/98	01/20/99	05/00	02/01/99	02/22/99	05/00	08/28/99
13:12	12/15/98	11/20/98	02/15/99	12/30/98	01/14/99	01/20/99	05/00	02/15/99	02/22/99	05/00	09/11/99
13:13	01/04/99	12/09/98	03/15/99	01/19/99	02/03/99	02/22/99	05/00	03/05/99	03/22/99	05/00	10/01/99
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13:16	02/15/99	01/25/99	05/03/99	03/02/99	03/17/99	03/22/99	05/00	04/16/99	04/20/99	05/00	11/12/99
13:17	03/01/99	02/08/99	05/03/99	03/16/99	03/31/99	04/20/99	05/00	04/30/99	05/20/99	05/00	11/26/99
13:18	03/15/99	02/22/99	05/14/99	03/30/99	04/14/99	04/20/99	05/00	05/14/99	05/20/99	05/00	12/10/99

health data in North Carolina.

- C. Members of the Council shall be reimbursed for necessary travel and subsistence expenses as authorized under state law and in accordance with state policies and procedures. Funds for such expenses shall be made available from funds provided by the grant from the Robert Wood Johnson Foundation.
- D. The continuation of this Executive Order, or any renewal or extension thereof, is dependent upon and subject to the availability of funds for the purposes set forth herein. (See North Carolina General Statutes §143-34.2.)

This Executive Order is effective immediately.

Done in Raleigh, North Carolina this 29<sup>th</sup> day of September, 1998.

*This Section contains public notices that are required to be published in the Register or have been approved by the Codifier of Rules for publication.*

**North Carolina Department of Labor  
Division of Occupational Safety and Health**

**NOTICE OF VERBATIM ADOPTIONS  
OF FEDERAL STANDARDS**

The following is a summary of federal OSHA standards recently adopted verbatim by the Division of Occupational Safety and Health. The details are contained in the cited *Federal Registers* (FR). The effective date of the associated *NC Administrative Code* rule changes is October 8, 1998:

- (1) **Methylene Chloride — Amendments to Final Rule (63 FR 50711-50732, 9/22/98):** These amendments add a provision for temporary medical removal protection benefits of employees who use or are exposed to methylene chloride and changes the start-up dates for achieving permissible exposure limits using engineering controls.
- (2) **Asbestos — Revision (63 FR 35137-35138, 6/29/98):** With these revisions, asbestos-containing roofing cements, mastics and coatings are no longer regulated by the shipyard asbestos (29 CFR 1915.1001) and construction asbestos (29 CFR 1926.1101) standards.
- (3) **Standards Improvements for General Industry and Construction Standards (63 FR 33449-33469, 6/18/98):** These amendments correct or eliminate provisions of certain standards that are out of date, duplicative, unnecessary, or inconsistent.
- (4) **Respiratory Protection — Corrections (63 FR 20098-20099, 4/23/98):** The Respiratory Protection Final Rule (63 FR 1152 *et seq.*, 1/8/98), adopted by OSHNC on 4/8/98, is corrected to maintain the provisions of the previous standard until the final compliance date (10/5/98) of the new standard. The remaining changes correct typographical and technical errors.
- (5) **Collection of Information — Approvals and Renewals (63 FR 17093-17094):** These approvals and renewals are associated with the following standards:
 

(a) noise	(f) asbestos in construction
(b) access to employee exposure and medical records	(g) formaldehyde
(c) lead in general industry	(h) bloodborne pathogens
(d) ionizing radiation	(i) lead in construction
(e) asbestos in general industry	(j) asbestos in shipyards

For additional information regarding these adoptions please contact:

Peggy D. Morris  
Division of Occupational Safety and Health  
319 Chapanoke Road  
Raleigh, NC 27603-3432  
(919) 662-4581  
pmorris@mail.dol.state.nc.us

U.S. Department of Justice

Civil Rights Division

EJ:DHH:JPC:jng  
DJ 166-012-3  
98-2288

*Voting Section  
PO Box 66128  
Washington D.C. 20035-6128*

August 28, 1998

Michael Crowell, Esq.  
Tharrington Smith, L.L.P.  
P.O. Box 1151  
Raleigh, North Carolina 27602-1151

Dear Mr. Crowell:

This refers to the procedures for conducting the September 15, 1998, special election to fill a school board vacancy for the Northampton County School District in Northampton County, North Carolina, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act, 42 U.S.C. 1973c. We received your submission on July 1, 1998.

The Attorney General does not interpose any objection to the specified change. However, we note that Section 5 expressly provides that the failure of the Attorney General to object does not bar subsequent litigation to enjoin the enforcement of the change. See the Procedures for the Administration of Section 5 (28 C.F.R. 51.41).

Please be advised that our facilities are inadequate to process large numbers of submissions transmitted through the facsimile process. Therefore, this method of submitting voting changes should be employed only in unusual situations following consultation with the Voting Section. We urge you to forward future submissions to the following address for delivery by the United States Postal Service: Chief, Voting Section, Civil Rights Division, P.O. Box 66128, Washington, D.C. 20035-6128. Submissions to be delivered by commercial express service companies should be addressed as follows: Chief, Voting Section, Civil Rights Division, HOLC Building, Room 818A, 320 First Street, N.W., Washington, D.C. 20001. In either case the envelope and first page should be marked: Submission under Section 5 of the Voting Rights Act.

Sincerely,

Elizabeth Johnson  
Chief, Voting Section



U.S. Department of Justice

Civil Rights Division

EJ:DHH:JAC:emr  
DJ 166-012-3  
98-2542

*Voting Section*  
*PO Box 66128*  
*Washington, D.C. 20035-6128*

September 22, 1998

Jesse L. Warren, Esq.  
City Attorney  
P.O. Box 3136  
Greensboro, North Carolina 27402-3136

Dear Mr. Warren:

This refers to the annexation (Ordinance No. 98-100) to the City of Greensboro in Guilford County, North Carolina, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act, 42 U.S.C. 1973c. We received your submission on July 28, 1998.

The Attorney General does not interpose any objection to the specified change. However, we note that Section 5 expressly provides that the failure of the Attorney General to object does not bar subsequent litigation to enjoin the enforcement of the change. See the Procedures for the Administration of Section 5 (28 C.F.R. 51.41).

Please be advised that it is unnecessary to provide multiple copies of documents when making a Section 5 submission.

Sincerely,

Elizabeth Johnson  
Chief Voting Section

U.S. Department of Justice

Civil Rights Division

EJ:VLO:KIF:par  
DJ 166-012-3  
98-2551  
98-2708

*Voting Section  
PO Box 66128  
Washington, D.C. 20035-6128*

September 25, 1998

David A. Holec, Esq.  
City Attorney  
P.O. Box 7207  
Greenville, North Carolina 27835-7207

Dear Mr. Holec:

This refers to the seven annexations (Ordinance Nos. 53, 54, 60, 61, 62, 63, and 64 (1998)), and their designation to districts for the City of Greenville in Pitt County, North Carolina, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act, 42 U.S.C. 1973c. We received your submissions on July 27 and August 11, 1998.

The Attorney General does not interpose any objection to the specified changes. However, we note that Section 5 expressly provides that the failure of the Attorney General to object does not bar subsequent litigation to enjoin the enforcement of the changes. See the Procedures for the Administration of Section 5 (28 C.F.R. 51.41).

Sincerely,

Elizabeth Johnson  
Chief, Voting Section

*A Notice of Rule-making Proceedings is a statement of subject matter of the agency's proposed rule making. The agency must publish a notice of the subject matter for public comment at least 60 days prior to publishing the proposed text of a rule. Publication of a temporary rule serves as a Notice of Rule-making Proceedings and can be found in the Register under the section heading of Temporary Rules. A Rule-making Agenda published by an agency serves as Rule-making Proceedings and can be found in the Register under the section heading of Rule-making Agendas. Statutory reference: G.S. 150B-21.2.*

**TITLE 18 - SECRETARY OF STATE**

**Notice of Rule-making Proceedings** is hereby given by the Secretary of State in accordance with G.S. 150B-21.2. The agency shall subsequently publish in the Register the text of the rule(s) it proposes to adopt as a result of this notice of rule-making proceedings and any comments received on this notice.

**Citation to Existing Rules Affected by this Rule-Making:** *None - Other rules may be proposed in the course of the rule making process.*

**Authority for the rule-making:** *G.S. 66-58.10*

**Statement of the Subject Matter:** *Notice is hereby given in accordance with G.S. 150B-21.2 that the Secretary of State (Secretary) will consider adopting rules enabling administration of the North Carolina Electronic Commerce Act, G.S. 66-58.1 et seq. These rules may include, but are not limited to, definitions; the creation, accreditation, bonding, licensing, operation, regulation and sanctioning of certification authorities; the imposition of licensing and renewal fees; and the imposition of civil monetary penalties for noncompliance with Article 11A of Chapter 66 of the General Statutes or the rules promulgated thereunder.*

**Reason for Proposed Action:** *To enable administration of this North Carolina Electronic Commerce Act, G.S. 66-58.1 et seq.*

- 1. To enact requirements regarding the creation, accreditation, bonding, licensing, operation, regulation and sanctioning of certification authorities.*
- 2. To enact rules regulating the use of electronic signatures.*
- 3. To enact rule relating to the assessment of civil penalties for violations of Article 11A of Chapter 66 of the General Statutes and the rules promulgated thereunder.*
- 4. To establish licensing and renewal fees.*

**Comment Procedures:** *The Department requests that persons interested in this rulemaking participate, if possible, in the Department's Internet-linked rulemaking project. This site is accessible from the Department's homepage, at [www.state.nc.us/secstate](http://www.state.nc.us/secstate). Written comments may also be submitted on the subject matter of the proposed rule-making to Scott Templeton, Deputy Secretary of State, North Carolina Department of the Secretary of State, 300 North Salisbury Street, Raleigh, North Carolina 27603-5909.*

*This Section contains the text of proposed rules. At least 60 days prior to the publication of text, the agency published a Notice of Rule-making Proceedings. The agency must accept comments on the proposed rule for at least 30 days from the publication date, or until the public hearing, or a later date if specified in the notice by the agency. The required comment period is 60 days for a rule that has a substantial economic impact of at least five million dollars (\$5,000,000). Statutory reference: G.S. 150B-21.2.*

**TITLE 15A - DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES**

**N**otice is hereby given in accordance with G.S. 150B-21.2 that the Sedimentation Control Commission intends to amend the rules cited as 15A NCAC 4B .0106-.0107, .0127. Notice of Rule-making Proceedings was published in the Register on April 15, 1998.

**Proposed Effective Date:** April 1, 1999

**A Public Hearing** will be conducted at 7:00 p.m. on November 18, 1998 at the Archdale Building, Ground Floor Hearing Room, 512 N. Salisbury Street, Raleigh, NC.

**Reason for Proposed Action:** This action is necessary to comply with the Action Plan adopted by the North Carolina Sedimentation Control Commission on November 19, 1997. The Action Plan was developed as an effort to better control sedimentation damage.

**Comment Procedures:** Comments will be accepted through December 2, 1998. Mailed comments may be sent to F. Mell Nevils, DENR, Division of Land Resources, PO Box 27687, Raleigh, NC 27611.

**Fiscal Note:** These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

**CHAPTER 4 - SEDIMENTATION CONTROL**

**SUBCHAPTER 4B - EROSION AND SEDIMENT CONTROL**

**SECTION .0100 - EROSION AND SEDIMENT CONTROL**

**.0106 BASIC CONTROL OBJECTIVES**

An erosion and sedimentation control plan may be disapproved pursuant to 15A NCAC 4B ~~.0018~~ .0118 if the plan fails to address the following control objectives:

- (1) Identify Critical Areas: Identify site areas subject to severe erosion, and off-site areas especially vulnerable to damage from erosion and sedimentation.
- (2) Limit Exposed Areas. Limit the size of the area exposed at any one time.
- (3) Limit Time of Exposure. Limit exposure to the shortest feasible time.

- (4) Control Surface Water. Control surface water runoff originating upgrade of exposed areas in order to reduce erosion and sediment loss during exposure.
- (5) Control Sedimentation. All land-disturbing activity is to be planned and conducted so as to prevent off-site sedimentation damage.
- (6) Manage Storm Water Runoff. When the increased velocity of storm water runoff resulting from a land-disturbing activity causes accelerated erosion of the receiving watercourse, plans shall include measures to control the velocity to the point of discharge.
- (7) When deemed necessary by the approving authority a preconstruction conference may be required.

Authority G.S. 113A-54(d)(4); 113A-54.1.

**.0107 MANDATORY STANDARDS FOR LAND-DISTURBING ACTIVITY**

(a) No land-disturbing activity subject to this article shall be undertaken except in accordance with the G.S. 13A-57.

(b) Pursuant to G.S. 113A-57(3), provisions for a ground cover sufficient to restrain erosion must be accomplished within ~~30~~ 15 working days or ~~±20~~ 90 calendar days following completion of construction or development, whichever period is shorter, except as provided in 15A NCAC 4B ~~.0024(e)~~ .0124(e).

(c) Pursuant to G.S. 113A-57(4) and 113A-54(d)(4), an erosion and sedimentation control plan must be both filed and approved by the agency having jurisdiction.

Authority G.S. 113A-54(d)(4); 113A-57; 113A-57(3)(4).

**.0127 PLAN APPROVAL CERTIFICATE**

(a) Approval of a sedimentation and erosion control plan will be contained in a document called "Certificate of Plan Approval" to be issued by the Commission.

(b) The Certificate of Plan Approval must be posted at the primary entrance of the job site before construction begins.

(c) No person may initiate a land-disturbing activity until notifying the agency that issued the Plan Approval of the date that the land-disturbing activity will begin.

Authority G.S. 113A-54(b).

**TITLE 17 - DEPARTMENT OF REVENUE**

**N**otice is hereby given that the Department of Revenue intends to amend rules cited as 17 NCAC 5B .0107, .1105; 17 NCAC 5C .0703, .2004, .2101; and repeal rule cited as 17 NCAC 5C .2102.

**Editor's Note:** G.S. 150B-1(d)(4) exempts the Department of Revenue from Part 2 Article 2A of Chapter 150 with respect to the notice and hearing requirements. The Department will however publish the text of proposed rules in the North Carolina Register prior to the scheduled time of review by the Rules Review Commission.

**Proposed Effective Date:** July 1, 1999

**Instructions on How to Demand a Public Hearing** (must be requested in writing within 15 days of notice): A person may request a public hearing by sending a written request for a hearing to Mr. Jack Harper, Corporate, Excise, and Insurance Tax Division, P.O. Box 871, Raleigh, NC 27602, by November 19, 1998. Notice of any public hearing scheduled on these proposed Rules will be published in the Register.

**Reason for Proposed Action: 17 NCAC 5B .0107** - This rule is amended to eliminate duplication between it and 17 NCAC 5C .2004. The requirements for obtaining an extension for filing franchise tax are the same as for corporate income tax.

**17 NCAC 5B .1105** - The current rule implies that investment in a domestic subsidiary can be deducted, which is not the case and would be discriminatory if it were. The rule is amended to eliminate this erroneous implication.

**17 NCAC 5C .0703** - The rule categorizes all dividend income received by a company that does not deal in securities as nonbusiness income. This conflicts with the position the Department has followed since the Secretary's Hearing Decision, docket number 95-144.

**17 NCAC 5C. 2004** - Chapter 300 of the 1997 Session Laws deleted the requirement that tax due be paid to received an extension. This change reflects the change made by that law.

**17 NCAC 5C. 2101** - The rule is amended to consolidate it with 17 NCAC 5C .2102, to delete parts that repeat the statutes, and to delete obsolete information.

**17 NCAC 5C .2102** - This rule is being repealed because its context is being moved to 17 NCAC 5C .2101.

**Comment Procedures:** Written comments may be submitted to Mr. Jack Harper at North Carolina Department of Revenue, Corporate, Excise and Insurance Tax Division, PO Box 871, Raleigh, NC 27602. Comments received will be taken into consideration in adopting the permanent rule. If you have questions, you may call Mr. Harper at (919) 733-8484.

**CHAPTER 5 - CORPORATE INCOME AND  
FRANCHISE TAX DIVISION**

**SUBCHAPTER 5B - FRANCHISE TAX**

**SECTION .0100 - GENERAL INFORMATION**

**.0107 EXTENSION OF FILING DATE**

(a) ~~Prior to the regular due date, a corporation may apply for an extension of time for filing its return. An extension of~~

~~time to file the franchise and income tax return may be granted for seven months providing the full amount of franchise tax and income tax anticipated to be due is paid with the timely filed extension application. The extension will be granted automatically provided:~~

~~(1) the total tax is remitted with the application form; and~~

~~(2) the corporation's records reflect no delinquent returns or outstanding tax liability.~~

~~(b) Form CD-419 is the application for extension form that must be filed before an extension of time to file the return can be granted. The application shall be completed in duplicate. Interest is charged on all extended tax payments at the rate established pursuant to G.S. 105-241.1(i).~~

Rule 17 NCAC 5C .2004 sets out the procedure for a corporation to obtain an extension of time to file its corporate franchise and income tax return.

*Authority G.S. 105-129; 105-262; 105-263.*

**SECTION .1100 - CAPITAL STOCK; SURPLUS AND  
UNDIVIDED PROFITS BASE**

**.1105 INVESTMENT IN SUBSIDIARY**

For purposes of G.S. 105-122, the capital stock, surplus, and undivided profits base may not be reduced by the amount invested in a foreign subsidiary.

*Authority G.S. 105-122; 105-262.*

**SUBCHAPTER 5C - CORPORATE INCOME TAX**

**SECTION .0700 - BUSINESS AND NONBUSINESS  
INCOME**

**.0703 BUSINESS AND NONBUSINESS INCOME**

The classification of income by the labels customarily given them, such as interest, rents, royalties, or capital gains, is of no aid in determining whether that income is business or nonbusiness income. The gain or loss recognized on the sale of property, for example, may be business income or nonbusiness income depending upon the relation to the taxpayer's trade or business:

(1) Rental income from real or tangible personal property constitutes business income when the rental of such the property is a principal business activity of the taxpayer or the rental of the property is related to or incidental to the taxpayer's principal business activity.

(2) A gain or loss from the sale, exchange exchange, or other disposition of real or personal property constitutes business income if the property while owned by the taxpayer was used to produce business income. However, the gain or loss will constitute nonbusiness income providing:

(a) such the property was subsequently utilized principally for the production of nonbusiness income for a period of at least three years

prior to the disposition; and

- (b) such the property was reflected as nonbusiness on the corporate income tax returns filed for those years.
- (3) Interest income is business income if the intangible with respect to which the interest was received arises out of or was created by a business activity of the taxpayer and in those situations where the purpose for acquiring the intangible is directly related to the business activity of the taxpayer.
- (4) Dividend income is business income when dealing in securities is a principal business activity of the taxpayer. ~~Other dividends are nonbusiness income.~~
- (5) Patent and copyright royalties are business income if the patent or copyright was created or used as an integral part of a principal business activity of the taxpayer.

Authority: G.S. 105-130.4; 105-262.

**SECTION .2000 - EXTENSION OF TIME FOR FILING RETURN**

**.2004 EXTENSION OF FILING DATE**

(a) ~~An extension of time to file the franchise and income tax return may be granted for seven months providing the full amount of franchise tax and income tax anticipated to be due is paid with the timely filed extension application. The extension will be granted automatically provided:~~

- (1) ~~the total tax is remitted with the application form; and~~
- (2) ~~the corporation's records reflect no delinquent returns or outstanding tax liability.~~

(b) Form CD-419 is the application for extension form that must be filed before an extension of time to file the return can be granted. The application shall be completed in duplicate. The original shall be filed with the Corporate Income and Franchise Tax Division on or before the 15th day of the third month following the close of the income year and the duplicate copy attached to the return when filed. ~~An approved copy of the application will not be returned to the taxpayer. Payment of tax is required as follows:~~

~~Franchise Tax — One hundred percent of the amount of franchise tax expected to be due for the taxable year must be paid with the extension application filed.~~

~~Income Tax — One hundred percent of the amount of income tax expected to be due after deducting estimated income tax payments made during the corporation's taxable year must be paid with the extension application filed.~~

A corporation will receive a seven-month extension of time to file its corporate franchise and income tax return if the corporation timely files Form CD-419, Application for Extension of Time To File Corporate Franchise and Income Tax Return. Payment of tax is not required to obtain an extension; however, interest accrues at the rate set under G.S. 105-241.1(i) on the amount not paid by the due date of the corporate franchise and income tax return and the failure to pay penalty in G.S. 105-236(4) applies to the amount not paid

by the due date of the return.

Authority: G.S. 105-262; 105-263.

**SECTION .2100 - DISSOLUTIONS AND WITHDRAWALS**

**.2101 REQUIREMENTS WHEN CORPORATION ENDS**

~~(a) A corporation that has been voluntarily dissolved pursuant to G.S. 55-14-01 shall file all tax reports and returns due and pay all taxes due the Department of Revenue. The Department shall notify such corporation of any unfulfilled tax requirements. After the end of the year in which the dissolution occurs, a dissolved corporation shall not be subject to the annual franchise tax unless the corporation engages in business activities not appropriate to winding up and liquidating its business affairs.~~

~~(b) A corporation that has been administratively dissolved pursuant to G.S. 55-14-21 shall file all reports and returns due and pay all taxes due the Department.~~

A domestic corporation that is dissolved, whether voluntarily, administratively, or judicially, or a foreign corporation that withdraws from the State or has its certificate of authority revoked must file all tax reports and returns due and pay all taxes due. The final return of a corporation that has been dissolved, has withdrawn, or has had its certificate of authority revoked must include in income any unrealized or unreported profit from installment sales.

Authority: G.S. 55-14-01; 55-14-20; 55-14-30; 55-15-20; 55-15-30; 105-130.16; 105-262.

**.2102 WITHDRAWALS/FILING REQUIREMENTS**

(a) The Revenue Department will notify a corporation which is withdrawing from North Carolina of any unfulfilled tax requirements.

(b) The final return of a corporation which is dissolving or withdrawing must include in income any unrealized, deferred or unreported profit from installment sales and pay the tax due with such return before its dissolution or withdrawal is approved.

Authority: G.S. 55-15-20; 105-130.15; 105-262.

\*\*\*\*\*

**N**otice is hereby given that the Department of Revenue intends to amend rules cited as 17 NCAC 6B .0104, .0110, .0118, .0606, .3203, .3206, .3901, .3904, .4004; 17 NCAC 6C .0124.

**Editor's Note:** G.S. 150B-1(d)(4) exempts the Department of Revenue from Part 2 Article 2A of Chapter 150 with respect to the notice and hearing requirements. The Department will however publish the text of proposed rules in the North Carolina Register prior to the scheduled time of review by the Rules Review Commission.

Proposed Effective Date: July 1, 1999

**Instructions on How to Demand a Public Hearing** (must be requested in writing within 15 days of notice): A person may request a public hearing by sending a written request for hearing to Mr. Sam McEwen, Personal Taxes Division, at PO Box 871, Raleigh, NC 27602, by November 19, 1998. Notice of any public hearing scheduled on these proposed rule changes will be published in the Register.

**Reason for Proposed Action:** 17 NCAC 6B .0104 - The rule is amended to reflect the fact that a person does not have to be single to file a federal 1040EZ.

17 NCAC 6B .0110 - The rule is amended to delete the references to the Interstate Commerce Commission and to make technical changes. The ICC has been abolished and the duties relevant to this rule have been transferred to the Surface Transportation Board.

17 NCAC 6B .0118 - The rule is amended to make a technical correction in paragraph (j) of the rule; the technical correction deletes a duplicate reference to Form NC 8453.

17 NCAC 6B .0606 - The rule is amended to reflect changes made by Chapter 100 of the 1998 Session. That bill deleted the prohibition against nonresidents claiming the child care tax credit.

17 NCAC 6B .3203 - The rule is amended to reflect changes made by Chapter 696 of the 1996 Session. That act revised the failure to pay penalty.

17 NCAC 6B .3206 - The rule is amended to reflect the fact that the failure to pay penalty cannot be assessed when a fraud penalty is assessed. Failure to pay is assessed when there is an absence of intent to evade the tax, and fraud is assessed when there is an intent to evade the tax. The two are therefore mutually exclusive.

17 NCAC 6B .3901 - The rule is amended to make technical changes and to remove the implication that voting by absentee ballot is more determinative than the other factors. All the factors are taken together and any single factor does not have more weight than any other single factor.

17 NCAC 6B .3904 - The rule is amended to reflect changes made by Chapter 100 of the 1998 Session. That act deleted the prohibition against nonresidents claiming the child care tax credit.

17 NCAC 6B .4004 - The rule is amended to reflect the fact that a shareholder of an S corporation can be a beneficiary.

17 NCAC 6C .0124 - The rule is amended to reflect changes in the allowable exemption amount in G.S. 105-134.6(c)(4a). Extra withholding allowances are tied to the amount of the personal exemption.

**Comment Procedures:** Written comments may be submitted to Mr. Sam McEwen at North Carolina Department of Revenue, Personal Taxes Division, PO Box 871, Raleigh, NC 27602. Comments received will be taken into consideration in adopting the permanent rule. If you have questions, you may call Mr. McEwen at (919) 733-3565.

CHAPTER 6 - INDIVIDUAL INCOME TAX  
DIVISION

SUBCHAPTER 6B - INDIVIDUAL INCOME TAX

SECTION .0100 - FILING INDIVIDUAL INCOME  
TAX RETURNS

.0104 ITEMS REQUIRING SPECIAL ATTENTION

(a) A taxpayer must use the income tax form for the year in which his or her taxable year begins.

(b) The name and current address of the taxpayer must be plainly printed. The first name, middle initial, and last name must be printed or typed. When a preaddressed form is used, any error in the name or address must be corrected.

(c) When filing an income tax return for an unmarried individual who died during the taxable year, write "Deceased" after the individual's name on the return followed with the name and address of the executor or administrator.

Example: John Doe (Deceased), Richard Doe, Executor; 100 Oak Street, Anywhere, North Carolina, 27000.

(d) ~~The~~ On a return, a taxpayer must furnish his or her social security number and the name and social security number of his or her spouse and must indicate whether they are living together or apart, with the return, filing jointly or separately.

(e) The same filing status checked on the Federal income tax return must be checked on the North Carolina income tax return ~~(Federal Form 1040EZ filers must check single).~~ return. However, if either the taxpayer or the taxpayer's spouse is a nonresident and had no North Carolina taxable income for the taxable year, the filing status MARRIED FILING SEPARATELY must be checked.

(f) Each applicable line of the tax return must be completed and the entering of words or phrases, such as "unconstitutional" or "object - self incrimination" does not meet the requirement of completing each applicable line on the return.

(g) The tax must be computed accurately and, in the case of a delinquent return, the penalty and interest prescribed by statute must be added.

(h) If an individual has moved into or out of North Carolina during the tax year or is a nonresident with income from sources within North Carolina, the section on Form D-400, Computation of North Carolina Taxable Income for Part-Year Residents and Nonresidents, must be completed. Credit for tax paid to another state is not allowed to an individual moving into or out of this State unless the individual has income derived from and taxed by another state or country while a resident of this State.

(i) If a tax credit is claimed, there must be attached to the return a true copy of the return filed with the other state or country and a canceled check, receipt, or other proof of payment of tax to the other state or country.

(j) Every return must be signed by the taxpayer or his or her authorized agent, and joint returns must be signed by both spouses.

(k) Where tax has been withheld, the state copy of the Wage and Tax Statement must be attached to the return.

(l) Any additional information that will assist in the processing and auditing of a return must be indicated on the return or a worksheet or schedule attached to the return.

(m) Anyone who is paid to prepare a return must sign the return in the space provided. The signature must be by hand. Stamps and labels are not acceptable.

*Authority G.S. 28A-15-8; 105-151; 105-152; 105-154; 105-155; 105-163.5(e); 105-163.7; 105-163.10; 105-251; 105-252; 105-262.*

**.0110 COMMON CARRIERS**

(a) The Amtrak Reauthorization and Improvement Act of 1990 provides that no part of the compensation paid to an employee of an interstate railroad subject to the jurisdiction of the ~~Interstate Commerce Commission (ICC)~~ federal Surface Transportation Board may be subject to income tax, or income tax withholding, in any state except the state of the employee's residence when ~~such the~~ the employee performs regularly assigned duties in more than one state. The Act also precludes the taxation of compensation paid by an interstate motor carrier subject to the jurisdiction of the ~~ICC~~ or to an employee of a ~~private motor carrier~~ performing services in two or more states except by the state of the employee's residence. Therefore, the compensation received by ~~such these~~ these nonresident employees ~~on and after July 6, 1990, for services performed in this state shall not be~~ State is not subject to North Carolina income tax or income tax withholding.

(b) Under the Federal Aviation Act (49 USCS-1512), a nonresident airline employee rendering services on an aircraft ~~shall not be~~ is not liable for North Carolina income tax unless ~~his the~~ the employee's scheduled flight time in North Carolina is more than 50 percent of ~~his the~~ the employee's total scheduled flight time during the calendar year. If the employee's flight logs show that more than 50 percent of the scheduled flight time is in North Carolina, the amount of income reportable to this ~~state~~ State shall be based on the percentage that ~~his the~~ the North Carolina flight time is to ~~his the~~ the total flight time for the year.

*Authority G.S. 105-163.2; 105-163.18; 105-262.*

**.0118 ELECTRONIC FILING OF INDIVIDUAL INCOME TAX RETURNS**

(a) Participants in the Federal State Electronic Filing Program are defined as follows:

- (1) Electronic Return Originator (ERO). - A firm, an organization, or an individual who deals directly with the taxpayer, who either prepares a tax return for the purpose of having an electronic return produced or collects a prepared tax return for the purpose of having an electronic return produced, and who obtains the taxpayer's signature on Form NC 8453, Individual Income Tax Affirmation for Electronic Filing.
- (2) Transmitter. - A firm, an organization, or an

individual who transmits electronic returns directly to the Internal Revenue Service (IRS).

- (3) Software Developer. - A person who designs software for the purpose of formatting returns according to electronic return specifications of the Internal Revenue Service and the North Carolina Department of Revenue or transmits electronic returns directly to the IRS.

A firm, an organization, or an individual may choose to perform one or all of the functions associated with electronic filing.

(b) To participate in the Federal/State Electronic Filing Program applicants must complete Form NC 8633, Application to Participate in the Electronic Filing Program, and must be accepted into the Internal Revenue Service Federal Electronic Filing Program. Effective for tax year 1994 applicants and prior participants must also pass a suitability check and receive a letter of acceptance for the current filing season as explained in Paragraph (c) of this Rule.

(c) Suitability checks are performed on all new applicants and all previous participants, on an annual basis, except for software developers. The following suitability checks may result in an applicant or previous participant being denied from acceptance into the program:

- (1) Conviction of a criminal offense under the revenue laws of the State of North Carolina, or of any offense involving dishonesty or breach of trust.
- (2) Failure to file timely and accurate tax returns, both personal and business.
- (3) Failure to pay personal or business tax liabilities. If failure to pay taxes is the determining factor in not being allowed to participate in the program, a conditional acceptance is provided. The terms of the acceptance are as follows:
  - (A) Applicant must pay all outstanding liabilities within six months of the date the application is received by the Department of Revenue or by the first day allowable for transmission of returns, whichever is earlier.
  - (B) Failure to fully pay the liabilities within six months results in exclusion from the electronic filing program. After the liability is paid, a new application must be submitted for reconsideration.
- (4) Misrepresentation on an application.
- (5) Suspension or rejection from the program in a prior year if corrective action is not taken and approved by the North Carolina Department of Revenue.
- (6) Other facts or conduct of a disreputable nature that would reflect adversely on the program.
- (7) Unethical practices in return preparation.

(d) The Department shall send the applicant a letter of acceptance for participation in the Federal State Electronic Filing Program for the current filing season after passing the suitability check. If the applicant does not pass the suitability check, a letter of rejection explaining the reason for rejection and the applicant's right of appeal shall be sent to the applicant.



(e) The applicant agreement requires the participant and the participant's employees to comply with all of the provisions of Internal Revenue Service Publication 1345, Handbook for Electronic Filers of Individual Income Tax Returns, of North Carolina Department of Revenue Handbook for Electronic Filers of Individual Income Tax Returns, and of related publications for the applicable years of participation.

(f) Effective for tax year 1995, a new application, Form NC 8633, shall not be required each year. If an applicant is accepted into the Federal/State Electronic Filing Program for tax year 1994, an application is not required for subsequent tax years except for revisions and supplements including changes to the electronic filer's ownership structure, business name, contact representative's name or telephone number, functions performed, applicant or branch office(s) or drop-off collection point(s).

(g) Completed applications must be received by the North Carolina Department of Revenue prior to transmitting returns on or before December 1 preceding the tax year for which the application is made.

(h) After an electronic return has been prepared and before the return is transmitted electronically, the taxpayer (and spouse, if a joint return) must verify the information on the return and sign and date a completed Form NC 8453, Individual Income Tax Affirmation for Electronic Filing. The preparer/transmitter must provide the taxpayer with a paper copy of the return.

(i) Form NC 8453 must be submitted to the Department with all required schedules, attachments, and information by the ERO no later than the next working day after receiving the IRS acknowledgment of the federal return with a "NC" indicator. The "NC" indicator establishes that a North Carolina return was received by the IRS Memphis Service Center with a corresponding federal return. The State return will be electronically down-loaded to the North Carolina Department of Revenue for processing.

(j) A copy of Form NC ~~8453~~ and 8453, copies of the taxpayers' wage and tax statements, schedules explaining other modifications made on Form D-400, and other documents requiring signatures must be retained by the ERO until the end of the year in which the return was filed. Substitute wage and tax statements and copies of wage and tax statements generated by a preparer's or transmitter's software are not acceptable. The employer-issued state copy of the wage and tax statement is the only acceptable wage and tax statement.

(k) After the ERO receives IRS acknowledgment with a "NC" indicator, Forms NC 8453 shall be batched and mailed to the Department of Revenue in the same manner as the federal forms 8453s are furnished to the Internal Revenue Service. Forms not received by the Department in a timely manner will be requested in writing by the North Carolina Department of Revenue Electronic Filing Coordinator. Any request for missing Forms NC 8453s must be responded to in a timely manner. Failure to comply with the obligations of an Electronic Filer can cause the applicant's participation in the electronic filing program to be terminated.

(l) The status levels of a participant in the electronic filing program are as follows:

- (1) Accepted in good standing - electronic filing participant who has filed a North Carolina application for electronic filing and has met all the criteria for the electronic filing program and has not received a written warning from the Department.
- (2) Warning status - electronic filing participant who has been issued a letter of warning due to noncompliance with program requirements.
- (3) Probation - electronic filing participant who has been issued a warning letter from the Department.
- (4) Termination - electronic filing participant who has failed to comply with the terms of probation or has committed flagrant violations of the program requirements.

(m) Taxpayer returns transmitted by an applicant or former participant who has been rejected from the program shall not be processed by the Department. The taxpayers shall be notified to file paper returns.

(n) Terminated participants may apply for reinstatement in the Federal/State Electronic Filing Program upon compliance with all requirements of the program.

*Authority G.S. 105-262.*

## SECTION .0600 - TAX CREDITS

### .0606 CREDIT FOR CHILD AND DEPENDENT CARE EXPENSES

(a) A tax credit is allowable for the employment-related expenses for child and dependent care. The credit is calculated on the net qualified federal employment-related expenses after reduction for any employer-paid dependent care assistance that is excluded from federal gross income. In calculating the credit, expenses incurred in the previous tax year but not paid until the current tax year shall be included.

(b) For purposes of determining the credit allowed under G.S. 105-151.11, ~~an individual~~ individuals who ~~is~~ are not able to dress, clean, or feed ~~himself~~ themselves because of a physical or mental condition ~~is~~ are not able to care for ~~himself~~ themselves. Individuals with mental conditions who require constant attention to prevent them from injuring themselves or others are considered to be unable to care for themselves.

(c) For a dependent who becomes age seven during the taxable year and who is not physically or mentally incapable of caring for ~~himself~~ himself or herself, the tax credit for employment-related expenses incurred prior to the dependent's seventh birthday shall be calculated using the percentages in the column labeled Percentage B under G.S. 105-151.11(a1). The tax credit for employment-related expenses incurred after the dependent becomes age seven shall be calculated using the percentages in the column labeled Percentage A under G.S. 105-151.11(a1).

(d) ~~If an individual was a resident of North Carolina and his spouse was a nonresident, he may not claim credit for any employment-related expenses paid by his spouse. An individual who was a nonresident during any part of the tax year, must reduce the employment-related expenses by the amount he paid during the period he was a nonresident. A~~

nonresident or part-year resident is allowed this tax credit in proportion to the amount of federal taxable income, as adjusted, that is taxable by North Carolina.

Authority G.S. 105-151.11; 105-262.

**SECTION .3200 - PENALTIES: INDIVIDUAL INCOME TAX**

**.3203 PENALTIES FOR FAILURE TO FILE AND PAY**

(a) General. -- Under the provisions of G.S. ~~105-236~~ 105-236, both the failure to file and failure to pay penalties, if due, can be applied for the same month. If a return is filed late without payment of the tax shown due, both the ~~late filing and late payment failure to file and failure to pay penalties~~ will be assessed at the same time.

(b) Extension. -- If the return is filed under an extension, the failure to file ~~and failure to pay penalties will be assessed~~ penalty applies from the extended filing date rather than from the original due date. The failure to pay penalty ~~is 10 percent of the tax not paid by the extended~~ applies from the original due date of the return. The failure to pay penalty will apply on any remaining balance due if is assessed when the tax paid by the original due date of the return is less than 90 percent of the total amount of tax due. If the 90 percent rule is met, any remaining balance due, including interest, must be paid with the income tax return on or before the expiration of the extension period to avoid the ~~late payment failure to pay~~ penalty. Interest is due from the original due date to the date paid.

(c) Amended Return. -- The failure to pay penalty does not apply to amounts paid with an amended return if the amount shown due on the return is paid when the return is filed.

(d) Assessment. -- The failure to pay penalty applies to a proposed assessment of additional tax due that is not paid within 30 days of the assessment.

Authority G.S. 105-152(e); 105-155; 105-157; 105-160.6; 105-160.7; 105-236; 105-262; 105-263.

**.3206 FRAUD PENALTY**

When an audit is based upon a federal audit report and the fraud penalty has been assessed for federal purposes, the 50 percent fraud penalty will be assessed for ~~state~~ State purposes. When the fraud penalty is assessed, no penalty for negligence ~~shall be~~ is assessed with respect to the same deficiency; however, ~~other penalties including for failure to file, failure to pay, and the penalty for file and~~ underpayment of estimated income tax will be assessed if applicable with respect to the same deficiency.

Authority G.S. 105-159; 105-163.15; 105-236; 105-262.

**SECTION .3900 - NONRESIDENTS AND PART-YEAR RESIDENTS**

**.3901 DEFINITION OF RESIDENT**

(a) Domicile means the place where an individual has true, fixed permanent home and principal establishment, and to which place, whenever ~~he is~~ absent, he the individual has the intention of returning. In many cases, a determination must be made as to when or whether a domicile has been abandoned. A long standing principle in tax administration, repeatedly upheld by the courts, is that ~~a man~~ an individual can have but one domicile; and, once established, it is not legally abandoned until a new one is established. A taxpayer may have several places of abode in a year, but at no time can an individual have more than one domicile. A mere intent or desire to make a change in domicile is not enough; voluntary and positive action must be taken.

(b) Some of the tests or factors to be considered in determining the legal residence of an individual for income tax purposes are as follows:

- (1) Place of birth.
- (2) Permanent residence of ~~father,~~ parents.
- (3) Family connections, close friends.
- (4) Address given for military purposes.
- (5) Civic ties, church membership, club or lodge membership.
- (6) Bank account or business connections.
- (7) Payment of state income taxes.
- (8) Listing of "legal" or "permanent" address on Federal tax returns.
- (9) C. ontinuous car registration and driver's license.
- (10) Voting by absentee ballot ~~(one of the best tests to determine permanent residence);~~ ballot.
- (11) Occasional visits or spending one's leave "at home" if a member of the armed services.
- (12) Ownership of a home.
- (13) Professional ties--teachers, bar, CPA, etc., certificates.
- (14) Attendance of children at State supported colleges or universities on a basis of residence--taking advantage of lower tuition fees.
- (15) Execution of approved certificates or other statements indicating permanent residence.
- (16) Expression of intention.

(c) A legal resident of North Carolina serving in the United States Armed Forces is liable for North Carolina income tax and North Carolina income tax shall be withheld from ~~his~~ that individual's military pay whether ~~he~~ the individual is stationed in this State or in some other state or country.

(d) An individual who enters military service while a resident of North Carolina is presumed to be a resident of this State for income tax purposes. Residency in this State is not abandoned until residency is established elsewhere.

(e) To change residency, ~~the serviceman~~ an individual in military service must not only be present in the new location with the intention of making it ~~his~~ a new domicile, but must also factually establish that ~~he~~ the individual has done so.

Authority G.S. 105-134.1(12); 105-134.5; 105-262.

**.3904 TAXABLE INCOME OF NONRESIDENTS AND PART-YEAR RESIDENTS**

(a) Nonresidents and part-year residents are required to prorate their federal taxable income to determine the portion that is subject to North Carolina tax.

(b) An individual who files a joint federal income tax return with his or her spouse but cannot qualify to file a joint North Carolina income tax return because the spouse is a nonresident and had no North Carolina taxable income must calculate the individual's federal taxable income on a federal income tax form as a married person filing a separate federal income tax return and attach it to the individual's North Carolina return to show how the separate federal taxable income was determined. The individual filing the separate federal return must report only the individual's income, exemptions, and deductions. In lieu of making the calculation on a federal form, an individual may submit a schedule showing the computation of the individual's separate federal taxable income. An individual who submits a schedule must attach a copy of pages 1 and 2 of the individual's joint federal return if the federal return reflects an address outside North Carolina.

(c) An individual who has income from sources within another state or country while a resident of North Carolina and is subject to tax on the income by the other state or country may be eligible to claim a tax credit under G.S. 105-151.

(d) A nonresident is not entitled to the tax ~~credits~~ credit for tax paid another state or country ~~or for child and dependent care expenses.~~ country.

Authority G.S. 105-134.5; 105-151; 105-262.

**SECTION .4000 - S CORPORATION**

**.4004 TAX CREDITS**

If part of the S corporation's income is earned within and taxed by another state, either to the individual or to the corporation, a resident shareholder is entitled to a tax credit on ~~his~~ the individual or the estates and trusts income tax return for ~~his~~ the share of the tax paid to the other state. A shareholder claiming the tax credit must attach a schedule to ~~his~~ the income tax return reflecting the total amount of tax paid to the State by the S corporation, and explaining how ~~his~~ the shareholder's pro rata share of the tax was determined. Nonresident shareholders are not allowed credit for tax paid to another state.

Authority G.S. 105-131.8; 105-262.

**SUBCHAPTER 6C - WITHHOLDING**

**SECTION .0100 - WITHHOLDING INCOME TAXES**

**.0124 ADDITIONAL WITHHOLDING ALLOWANCES**

(a) Deductions. -- Additional withholding allowances may be claimed by taxpayers expecting to have allowable itemized deductions exceeding the standard deduction or allowable adjustments to income. ~~One~~ For most taxpayers, one additional allowance may be claimed for each two thousand five hundred dollars (~~\$2,000~~) (\$2,500) that the itemized

deductions are expected to exceed the standard deduction and for each two thousand five hundred dollars (~~\$2,000~~) (\$2,500) of adjustments reducing income. For taxpayers whose annual income equals or exceeds the applicable threshold for their filing status, an additional allowance may be claimed for each two thousand dollars (\$2,000) that their itemized deductions are expected to exceed the standard deduction and for each two thousand dollars (\$2,000) of adjustments reducing income. The thresholds are:

<u>Filing Status</u>	<u>Applicable Threshold</u>
<u>Head of Household</u>	<u>\$80,000</u>
<u>Married</u>	<u>\$50,000</u>
<u>Single</u>	<u>\$60,000</u>

(b) Tax Credits. -- ~~If an employee~~ An employee who will be entitled to a tax ~~credit.~~ he credit may claim one additional allowance for each one hundred ~~forty dollars (\$140.00)~~ seventy-five dollars (\$175.00) of tax ~~credit.~~ credit, unless the employee's annual income equals or exceeds the applicable threshold set out in paragraph (b) of this Rule for the employee's filing status. In that circumstance, the employee may claim an additional allowance of only one hundred forty dollars (\$140.00) for each tax credit.

Authority G.S. 105-163.3; 105-163.5; 105-262.

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**N**otice is hereby given that the Department of Revenue intends to amend rules cited as 17 NCAC 7B .0104, .0206, .1301, .1303, .1602, .1905, .2101.

**Editor's Note:** G.S. 150B-1(d)(4) exempts the Department of Revenue from Part 2 Article 2A of Chapter 150 with respect to the notice and hearing requirements. The Department will however publish the text of proposed rules in the North Carolina Register prior to the scheduled time of review by the Rules Review Commission.

**Proposed Effective Date:** July 1, 1999

**Instructions on How to Demand a Public Hearing** (must be requested in writing within 15 days of notice): A person may request a public hearing by sending a written request for a hearing to Mr. Tim Holmes, Sales and Use Tax Division, at PO Box 871, Raleigh, NC 27602, by November 19, 1998. Notice of any public hearing scheduled on these proposed Rules will be published in the Register.

**Reason for Proposed Action:** 17 NCAC 7B .0104, .0206 - Chapter 121 ( HB 1367) of the 1998 Session repealed the annual wholesale license, effective July 1, 1998, and renamed the required "license" as a "certificate of registration" to match the terminology used by the Department. The amendments to these rules reflect these changes.

17 NCAC 7B .1301, .1303 - These rules are amended to delete a confusing reference to donees in .1301 and to clarify the taxation of property delivered to out-of-state donees. Rule

.1301 addresses purchasers and Rule .1303 addresses donees. A donee is the recipient of a gift.

17 NCAC 7B. 1602, .1905, .2101 - These rules are amended to reflect changes made by SB 1327 of the 1998 Session. That bill repeals the sales tax on piped natural gas effective July 1, 1999.

**Comment Procedures:** Written comments may be submitted to Mr. Tim Holmes at the North Carolina Department of Revenue, Sales and Use Tax Division, PO Box 871, Raleigh, NC 27602. Comments received will be taken into consideration. If you have questions, you may call Mr. Holmes at (919) 733-2151.

CHAPTER 7 - SALES AND USE TAX

SUBCHAPTER 7B - STATE SALES AND USE TAX

SECTION .0100 - GENERAL PROVISIONS

.0104 RETURNS

(a) General. -- G.S. 105-164.16 establishes the filing frequency of sales and use tax returns and the content of the returns. G.S. 105-164.4(c) requires a retailer and a wholesale merchant to register with the Department and obtain a ~~license~~. G.S. 105-164.5(1) requires a wholesale merchant to register with the Department and obtain a license, certificate of registration. G.S. 105-164.6 requires a retailer who delivers property for storage, use, or consumption but does not have a place of business in this State to register with the Department and obtain a license, certificate of registration. A person who is engaged in business, is not otherwise required to file a sales and use tax return, and, on two or more occasions within a twelve-month period, purchases property subject to use tax must register with the Department and begin filing sales and use tax returns. A person who is engaged in business, is not otherwise required to file a sales and use tax return, and purchases property subject to use tax only once in a twelve-month period must file a return and pay the tax due within 15 days after the end of the month in which the purchase was made.

(b) Schedules. -- A retailer who files an estimated return for a semimonthly reporting period that reports tax payable by more than one location in the State must attach two schedules to the return. One schedule must list the amount of State tax due for each location in the State and the other must list the amount of local tax due for each county.

(c) No Sales or Purchases By Business. -- A retailer who does not make any sales during a reporting period must file a return for that period and mark "no sales" on the return. Similarly, a person who is not a retailer but is engaged in business, purchases tangible personal property for the business that is subject to use tax, and does not make any taxable purchases during a reporting period must file a return for that period and mark "no purchases" on the return.

(d) Seasonal Business. -- A retailer who engages in business for six or fewer consecutive months in each year may register as a seasonal filer and indicate the months in which the retailer

engages in business. A retailer who is registered as a seasonal filer is not required to file a return for an off-season reporting period in which the retailer did not engage in business.

(e) Wholesale Merchant. -- A person who engages exclusively in the business of making wholesale sales is not required to file a return. A person who, on two or more occasions within a twelve-month period, either makes taxable sales to users, consumers, or nonregistered merchants or makes purchases subject to use tax is not engaged exclusively in the business of making wholesale sales and must begin filing sales and use tax returns. A wholesale merchant who is not required to file a sales and use tax return and who, on only one occasion within a twelve-month period, either makes taxable sales to users, consumers, or nonregistered merchants or makes purchases subject to use tax must file a return and pay the tax due within 15 days after the end of the month in which the sale or purchase was made.

(f) Non-Business Use Tax. -- An individual who is not engaged in the business of selling tangible personal property at retail and who purchases for a non-business purpose tangible personal property that is subject to use tax must report the tax due on Form E-554. The return is due annually by the date set under G.S. 105-164.16.

Authority G.S. 105-164.3; 105-164.16; 105-164.17; 105-262.

SECTION .0200 - GENERAL APPLICATION OF LAW TO MANUFACTURING AND INDUSTRIAL PROCESSING

.0206 SALES BY MANUFACTURERS

(a) Sales of tangible personal property by ~~manufacturers a manufacturer to a registered retailer or a wholesale merchants merchant~~ in this ~~state~~ State for the purpose of resale are not subject to sales or use tax ~~provided if~~ the transactions are supported by properly executed Certificates of Resale, Form E-590.

(b) Sales of tangible personal property by ~~manufacturers a manufacturer~~ to a nonresident retail or wholesale ~~merchants merchant~~ for the purpose of resale in another state are not subject to sales or use tax ~~when even though~~ the property is delivered to ~~such~~ purchasers in this ~~state~~ State ~~provided if~~ the nonresident retail or wholesale merchant is registered for sales and use tax purposes in a taxing jurisdiction outside this ~~state~~ State and the transactions are supported by properly executed Certificates of Resale, Form E-590.

(c) Sales of tangible personal property by ~~manufacturers who deliver a manufacturer who delivers~~ the property to purchasers outside this ~~state~~ State or who ~~deliver delivers~~ the property to a common carrier or to the mails for delivery to the  ~~purchaser purchasers~~ at a point outside this ~~state~~ State are not subject to sales or use tax. ~~Such These~~ sales must be supported by the prescribed records.

(d) Sales of tangible personal property by manufacturers to nonregistered merchants in this ~~state~~ State and sales to nonregistered nonresident merchants who accept delivery of the property in this ~~state~~ State are subject to the sales or use tax.

~~(e)~~ Manufacturers purchasing tangible personal property and reselling it in its same form to registered merchants for resale shall obtain an annual wholesale license. Manufacturers maintaining a warehouse or other place of distribution in this state, separate and apart from the place of manufacture, for the sale or distribution of their manufactured products to registered merchants for the purpose of resale shall obtain an annual wholesale license. Manufacturers who are required to obtain the wholesale license are also liable for a merchants certificate of registration license.

~~(f)~~(e) Manufacturers who only make sales to registered merchants for resale or sales which that are otherwise exempt from the tax are not required to report such the sales to the Department; however, manufacturers making taxable retail sales or purchases subject to the use tax must register with the Department and file sales and use tax reports reflecting such the taxable sales or purchases and pay the applicable tax due thereon.

~~(g)~~(f) A manufacturer becomes liable for tax on its sales of tangible personal property when it sells directly to users and consumers, including employees. Such These sales include: include all of the following:

- (1) sales of bottled drinks by a bottling plant to users and consumers, including ~~employees; employees.~~
- (2) sales to employees or other persons of food products, ~~meals meals,~~ and other prepared foods by an industrial plant or other business of any kind through a commissary, concession stand, cafeteria, lunch stand ~~stand,~~ or other similar places: place.
- (3) sales of fuel, hosiery, ~~furniture furniture,~~ or any other kind of taxable tangible personal property to employees or any other users or consumers.

~~(h)~~(g) A manufacturer's casual or occasional sale of its worn out, ~~obsolete obsolete,~~ or surplus machinery, ~~accessories accessories,~~ and similar items are not subject to the tax.

Authority G.S. 105-164.4; 105-164.6; 105-164.13; 105-164.28; 105-262.

**SECTION .1300 - SALES IN INTERSTATE COMMERCE**

**.1301 OUT-OF-STATE DELIVERIES**

Sales within the ~~state State~~ of tangible personal property that the vendor delivers to the purchaser at a point outside the ~~state State,~~ or that the vendor delivers to a common carrier or to the mails for transportation and delivery to the purchaser or ~~a donee~~ at a point outside the ~~state State,~~ are not subject to the applicable state and local sales or use tax if the property is not returned to a point within the ~~state State~~ and the vendor furnishes acceptable proof of transportation to a point outside the ~~state State.~~ The most acceptable proof of transportation and delivery to a point outside the ~~state State~~ is any of the following:

- (1) A waybill or bill of lading made out to the seller's order calling for delivery.
- (2) An insurance or registry receipt issued by the United States Postal Service, or a postal service or receipt.

- (3) A trip sheet that is signed by the seller's delivery agent and shows the signature and address of the person who received the delivered goods outside the state.

Authority G.S. 105-164.13; 105-262.

**.1303 DELIVERIES TO DONEES**

~~Sales of printed material by vendors other than printers and sales of other taxable tangible personal property to any person in North Carolina which such person provides without charge to recipients, whether it be advertising materials or gifts or donations are subject to the four percent state tax and any applicable local sales or use tax even though the vendor delivers the property to the donee at a point outside this state and without regard to whether such delivery is made by mail, common carrier or otherwise. Sales of taxable tangible personal property delivered to a donee or any other user or consumer in North Carolina are taxable.~~

A donee is a person to whom the buyer of tangible personal property gives the property without charge. When a North Carolina retailer sells tangible personal property to a resident buyer and the retailer, at the direction of the buyer, delivers the property to the buyer's donee instead of to the buyer, the sale by the retailer is subject to applicable State and local sales tax. The tax applies regardless of whether the donee is located inside or outside the State and regardless of whether the delivery is made by mail, by common carrier, or by another means.

When a North Carolina retailer sells tangible personal property to a nonresident buyer and the retailer, at the direction of the buyer, delivers the property to the buyer's donee instead of to the buyer, the sale by the retailer is subject to applicable State and local sales tax only if the delivery to the donee is made inside the State. If the delivery to the donee is made outside the State, no State or local sales or use tax applies. A retailer who, at the direction of a nonresident buyer, delivers property to the buyer's donee at a point outside the State must have acceptable proof of delivery in accordance with 17 NCAC 7B .1301.

Authority G.S. 105-164.4; 105-164.6; 105-262.

**SECTION .1600 - SALES TO OR BY HOSPITALS: EDUCATIONAL: CHARITABLE OR RELIGIOUS INSTITUTIONS: ETC.: AND REFUNDS THERETO**

**.1602 REFUNDS TO NONPROFIT ENTITIES AND MEDICINES AND DRUGS PURCHASED BY HOSPITALS**

(a) The refund provisions contained in this Rule do not apply to the tax on taxable sales by the nonprofit entities named in G.S. 105-164.14(b) and no part thereof shall be refunded or claimed as a refund. Nonprofit entities registered for sales and use tax purposes may purchase the tangible personal property which they resell without paying tax thereon to their suppliers provided they have furnished such suppliers

with properly executed Certificates of Resale, Form E-590. Certificates of resale may not be used by any nonprofit entity in making purchases of tangible personal property to be used or consumed by such purchaser.

(b) All refund claims shall be substantiated by proper documentary proof and only the taxes actually paid by the claimant during the period for which the claim for refund is filed may be included in the claim. Any local sales or use taxes included in the claim shall be separately stated in the claim for refund. In cases where more than one county's tax has been paid, a breakdown shall be attached to the claim showing the amount of each county's local tax separately.

(c) As to taxes paid on the claimant's purchases for use, other than those made by contractors performing work for the claimant, invoices or copies of invoices showing the property purchased, the cost thereof, the date of purchase and the amount of state and local sales or use tax paid during the refund period shall constitute proper documentary proof.

(d) To substantiate a refund claim for sales or use taxes paid on purchases of building materials, supplies, fixtures and equipment by its contractor, the claimant shall secure from such contractor certified statements setting forth the cost of the property purchased from each vendor and the amount of state and local sales or use taxes paid thereon. In the event the contractor makes several purchases from the same vendor, such certified statement shall indicate the invoice numbers, the inclusive dates of the invoices, the total amount of the invoices and the sales and use taxes paid thereon. Such statement shall also include the cost of any tangible personal property withdrawn from the contractor's warehouse stock and the amount of state and local sales or use tax paid thereon by the contractor. Similar certified statements by his subcontractors shall be obtained by the general contractor and furnished to the claimant. Any local sales or use taxes included in the contractor's statements shall be shown separately from the state sales or use taxes. The contractor's statements shall not contain sales or use taxes paid on purchases of tangible personal property by such contractors for use in performing the contract which does not annex to, affix to or in some manner become a part of the building or structure being erected, altered or repaired which is owned or leased by a nonprofit entity for use by a nonprofit entity named in G.S. 105-164.14(b) for carrying on its nonprofit activities. Examples of property on which sales or use tax has been paid by the contractor and which shall not be included in the contractor's statement are scaffolding, forms for concrete, fuel for the operation of machinery and equipment, tools, equipment repair parts, equipment rentals and blueprints.

(e) The refund provisions set forth in this Rule apply only to the nonprofit entities described in G.S. 105-164.14(b), but do not apply to nonprofit fraternal, civic or patriotic organizations, notwithstanding that such organizations may perform certain charitable functions. The refund provisions set forth in this Rule do not apply to nonprofit entities which are owned and controlled by the United States, the state or a unit of local government except hospitals and medical accommodations created under the Hospital Authorities Law, Article 2 of Chapter 131E of the General Statutes and

nonprofit hospitals owned and controlled by a unit of local government that elect to receive semiannual refunds under G.S. 105-164.14(b) instead of annual refunds under G.S. 105-164.14(c). Any nonprofit hospital owned and controlled by a unit of local government may submit a written request to receive semiannual refunds under G.S. 105-164.14(b) instead of annual refunds under G.S. 105-164.14(c). The request shall be effective beginning with the six-months refund period following the date of the request and applies to sales or use taxes paid on or after the first day of the refund period for which the request is effective.

(f) The refund provisions of this Rule do not apply to sales taxes incurred by employees on purchases of food, lodging, or other taxable travel expenses paid by employees and reimbursed by a nonprofit entity listed in G.S. 105-164.14(b). These expenses are personal to the employee because the contract for food, shelter, and travel is between the employee and the provider and payment of the tax is by the employee individually and personally. In this circumstance, a nonprofit entity has not incurred any sales tax liability and has not paid any sales tax; instead, it has chosen to reimburse a personal expense of the employee. The refund provisions of this Rule do not apply to any of the following:

- (1) Charges by a utility for ~~electricity, piped natural gas,~~ electricity and local, toll, or private telecommunications services.
- (2) Occupancy taxes levied and administered by certain counties and cities in this state.
- (3) Prepared food and beverage taxes levied by various local governments in this state.
- (4) Highway use taxes paid on the purchase, lease, or rental of motor vehicles.
- (5) The white goods disposal tax levied on new white goods.
- (6) The scrap tire disposal tax levied on new tires.
- (7) The dry-cleaning solvent tax levied on dry-cleaning solvent purchased by a dry cleaning facility.

*Authority G.S. 105-164.14; 105-262; 105-264.*

## **SECTION 1900 - TIRE RECAPPERS AND RETREADERS: TIRE AND TUBE REPAIRS**

### **.1905 SALES TO TIRE RECAPPERS**

(a) Sales to tire recappers of camelback or other rubber products, cement and rubber solvent, cord fabric, wheel weights and other items of a similar nature which enter into or become an ingredient or component part of the recapped tires or are attached to and delivered with the tires to the customer are exempt from tax.

(b) The gross receipts derived by a utility from sales of ~~electricity and piped natural gas~~ to tire recappers for use in connection with the operation of the recapping plant are ~~subject to the three percent state rate of tax.~~ to tax at the rate set in G.S. 105-164.4. Sales of other ~~fuel~~ fuel, except piped natural gas, to tire recappers for use in connection with the operation of the recapping plant are subject to the one percent rate of tax. Sales of piped natural gas are exempt from sales

tax and are subject to the excise tax imposed by Article 5E of G.S. 105.

(c) Sales to tire recappers of mill machinery, or parts and accessories therefor, for use exclusively in the recapping process are subject to the one percent rate of tax, with a maximum tax of eighty dollars (\$80.00) per article. Sales to contractors and subcontractors of mill machinery or mill machinery parts and accessories for use by them in the performance of contracts with manufacturing industries and plants and sales to subcontractors purchasing mill machinery or mill machinery parts and accessories for use by them in the performance of contracts encompassed in such contracts with manufacturing industries and plants are subject to a one percent rate of tax, with a maximum tax of eighty dollars (\$80.00) per article where applicable. Such mill machinery or mill machinery parts and accessories must be for use by tire recappers in the production process, as the term "production" is defined in 17 NCAC 7B .0202(a)(1), to qualify for the one percent rate of tax with a maximum tax of eighty dollars (\$80.00) per article when purchased by such contractors or subcontractors. Contractors and subcontractors may obtain Contractor's and Subcontractor's Certificate, Form E-580, from the Office Services Division, Taxpayer Assistance Section, North Carolina Department of Revenue, to be executed by them and furnished to their vendors in connection with such purchases as the vendor's authority to apply the one percent rate of tax thereto. The following items when sold to tire recappers for use exclusively in the recapping process are considered to be mill machinery or mill machinery parts and accessories within the meaning of the Sales and Use Tax Article:

- (1) wire brushes;
- (2) mold lube;
- (3) curing tubes and rims;
- (4) molds and matrices;
- (5) buffing equipment;
- (6) buffing discs;
- (7) buffing rasps;
- (8) rasp teeth;
- (9) crayons for marking tires;
- (10) tire trimmers;
- (11) boilers;
- (12) tire handling equipment used exclusively between the beginning and ending steps of the recapping process;
- (13) inspection spreaders used exclusively to inspect casings being recapped;
- (14) spinners used for applying cement used on casings being recapped;
- (15) pre-condensing tanks for air lines used for applying cement, dusting buffed casings, and inflating curing tubes;
- (16) casing balancers used exclusively in balancing casings to be recapped;
- (17) tread builders used to apply tread rubber to casings being recapped;
- (18) air compressors used exclusively in retreading or recapping process;

- (19) dust collectors;
- (20) knives, stitchers, rollers, shears, awls, and splicing tools used to perform work on the ingredient material or the manufactured product;
- (21) thermometers, pyrometers, and durometers used in testing mold heat and cure hardness of the rubber used in the recapping process;
- (22) bagging and debagging equipment;
- (23) sprayers used exclusively in the recapping process;
- (24) matrix loaders;
- (25) steam traps and valves used in steam lines for curing molds;
- (26) mold cleaners.

(d) The following are examples of items which are subject to the four percent state tax and any applicable local sales or use tax when sold to tire recappers for use or consumption:

- (1) motor vehicle jacks;
- (2) tire tools not used between the beginning and ending recapping processes;
- (3) balancing machinery used after recapping process is completed;
- (4) equipment used to remove tires from the rim before the recapping process begins;
- (5) administrative equipment such as office supplies, file cabinets and other office equipment;
- (6) cleaning compounds for janitorial and sanitary purposes;
- (7) uniforms for employees;
- (8) advertising materials;
- (9) lubricants, repair parts and accessories for motor vehicles;
- (10) inspection bags;
- (11) gloves.

(e) The lists in Paragraphs (c) and (d) of this Rule are not intended to be exclusive but are for illustrative purposes only. If there is any question as to the tax status of any item not on the lists, it may be submitted to the Secretary of Revenue for a determination as to the applicable rate of tax.

*Authority G.S. 105-164.4; 105-164.6; 105-262; 105-264.*

**SECTION .2100 - ELECTRICITY: PIPED NATURAL GAS: BOTTLED GAS: COAL: COKE: FUEL OIL: OXYGEN: ACETYLENE: HYDROGEN: LIQUEFIED PETROLEUM GAS AND OTHER COMBUSTIBLES**

**.2101 ELECTRICITY AND OTHER FUEL**

~~(a) Sales of bottled gas, coal, coke, fuel oil, oxygen, acetylene, hydrogen, liquefied petroleum gas, or other combustibles to users or consumers are subject to the four percent state tax and any applicable local rate of sales or use tax except those sales exempt from tax under G.S. 105-164.13 and those sales subject to a lower rate of tax under G.S. 105-164.4. The gross receipts derived by a utility from sales of electricity and piped natural gas to users are subject to State tax. The tax rate depends on the person to whom the electricity or piped natural gas is sold and the purpose for which it will be used. Gross receipts derived from sales of~~

electricity or piped natural gas to farmers, manufacturers, laundries, and dry cleaners for one of the purposes described in G.S. 105-164.4(a)(1f) are subject to State sales tax at the rate of 2.83 percent. All other gross receipts from sales of electricity are subject to State sales tax at the rate of 3 percent. The gross receipts derived by a utility from sales of electricity and piped natural gas are not subject to the local sales or use tax. The gross receipts derived from the sale of electricity by a municipality whose only wholesale supplier of electric power is a federal agency and who is required by contract with that federal agency to make payments in lieu of taxes are not subject to tax. Sales to a small power production facility of fuel for use by the facility to generate electricity are exempt from sales or use tax.

(b) The gross receipts derived by a utility from sales of piped natural gas are subject to tax at the applicable rate. The tax is to be added as a separate item to the charges for piped natural gas. Gross receipts upon which the tax is due is the total amount for which the piped natural gas is sold, including any charges for services that go into the production or delivery of the gas and that are a part of the sale valued in money, whether paid in money or otherwise, and including any amount for which credit is given to the purchaser by the seller without any deduction on account of the cost of gas sold, the cost of materials used, labor or service costs, interest charged, losses, or any other expense whatsoever. Therefore all charges for tangible personal property and services provided in the production and delivery of gas to the purchaser are a part of the sale of piped natural gas upon which the tax is due notwithstanding that some charges may be billed separately to the customer for the metered service.

The following list describes specific charges for piped natural gas and states whether the charges are taxable gross receipts:

- (1) A utility must report receipts from sales of piped natural gas on an accrual basis. The applicable tax must be separately stated on the bill to each customer. A sale by a utility of piped natural gas is considered to accrue when the utility bills the customer for the sale. The applicable tax is due on gross receipts derived from the sale of piped natural gas without any deduction for any franchise tax that is due. The receipts must be reflected on the Utilities and Municipalities Sales Tax Report, Form E-500E, which is to be filed monthly on or before the date set in G.S. 105-164.16(e).
- (2) Service charges to customers when the company first supplies gas under any applicable rate schedule are a part of gross receipts from sales of gas subject to tax.
- (3) The amounts actually charged to customers for piped natural gas consumed for the billing period are the amounts on which the tax is due and tax is to be charged notwithstanding that the customers may be under equal pay agreements.
- (4) Charges for reconnecting service to customers after service has been terminated for nonpayment are a part of gross receipts from sales of piped natural gas subject to sales tax.

- (5) Sales of piped natural gas to a manufacturer that enters into or becomes an ingredient or component part of the manufactured product are exempt from sales tax.
- (6) Sales of piped natural gas directly to the United States Government or any agency thereof are not subject to sales tax. In order to be a sale to the United States Government, the Government or agency involved must make the purchase of piped natural gas and pay directly to the vendor the purchase price of the piped natural gas. While a utility's sales directly to the United States Government or an agency thereof are exempt from sales tax, a utility must obtain a purchase requisition one time from each agency for its records.
- (7) Sales of piped natural gas to registered utility companies for resale are exempt from sales tax when the sales are supported by properly completed Certificates of Resale, Form E-590.
- (8) Energy audit amounts charged to customers for a comprehensive energy audit provided by a utility are not a part of gross receipts from sales of piped natural gas subject to sales tax.
- (9) Late payment charges billed on a balance that was not paid on the previous month's bill are not a part of gross receipts of sales of piped natural gas subject to sales tax.
- (10) Return check charges for checks received by a utility in payment of an account and returned by the bank because of insufficient funds are not a part of gross receipts from the sale of piped natural gas subject to sales tax.
- (11) Accounts of purchasers representing taxable sales on which the sales tax has been paid that are found to be worthless and are actually charged off for income tax purposes may, at corresponding periods, be deducted from gross sales. Any amount that is deducted and subsequently collected must be added to gross sales.
- (12) Local sales taxes do not apply to gross receipts derived by a utility from sales of electricity. Local sales taxes apply to receipts from sales and leases of tangible personal property that are subject to the four percent state rate of tax.

(e) Sales of fuel, other than electricity and piped natural gas, for residential heating purposes are subject to the four percent state tax and any applicable local sales or use tax. Sales of coal in its original state are exempt from tax when the sales are made by the producer, or the producer's agent, in the capacity of a producer and the coal is delivered to the purchaser directly from the mine.

(a) Electricity. -- Electricity is tangible personal property and its sale is subject to tax at the rates set in G.S. 105-164.4. Local sales and use taxes do not apply to sales or purchases of electricity.

(b) Other Fuel. -- Sales of bottled gas, coal, coke, fuel oil, oxygen, acetylene, hydrogen, liquefied petroleum gas, or other combustibles to users or consumers are subject to the four



percent State tax and the 2% local tax unless they are exempt from tax under G.S. 105-164.13 or subject to a lower rate of tax under G.S. 105-164.4. Sales of piped natural gas are exempt from sales tax and are subject to the excise tax imposed by Article 5E of G.S. 105.

Authority: G.S. 105-164.4; 105-164.6; 105-164.13; 105-164.16; 105-262.

**TITLE 25 - OFFICE OF STATE PERSONNEL**

**N**otice is hereby given in accordance with G.S. 150B-21.2 that State Personnel Commission the intends to adopt the rules cited as 25 NCAC 1B .0354; 1J .0512; and amend the rules cited as 25 NCAC 1B .0437, 1H .0602, .0605-.0606; 1J .0503, .0603. Notice of Rule-making Proceedings was published in the Register on September 1, 1998.

**Proposed Effective Date:** July 1, 1999

**A Public Hearing** will be conducted at 10:00 a.m. on December 3, 1998 at the Administration Building, 3<sup>rd</sup> Floor, Raleigh, NC.

**Reason for Proposed Action:** The Office of State Personnel administers personnel regulations for dozens of state agencies employing thousands of state employees and their supervisors. Recruitment and selection procedures and grievance procedures are referred to every day in dozens of situations. Adherence to the notice and hearing requirements for the adoption of proposed rules submitted would potentially delay or defeat justice in grievance situations and would leave managers without rules to aid them in the proper implementation of this statute in the recruitment and selection process.

**Comment Procedures:** Interested persons may present statements orally at the public hearing or in writing by mail addressed to Delores J. Stanley, Office of State Personnel, 116 West Jones Street, Raleigh, NC 27603.

**Fiscal Note:** These Rules do not affect the expenditures or revenues of state or local government funds. These Rules do not have a substantial economic impact of at least five million dollars (\$5,000,000) in a 12-month period.

**CHAPTER 1 - OFFICE OF STATE PERSONNEL**

**SUBCHAPTER 1B - STATE PERSONNEL COMMISSION**

**SECTION .0300 - CONTESTED CASE HEARING PROCEDURE**

**.0354 TIME FRAME FOR RAISING ALLEGATION OF VIOLATION OF G.S. 126-14.2**

Allegations of a violation of G.S. 126-14.2 must be raised in a complaint to the Civil Rights Division of the Office of Administrative Hearings (OAH-CRD) within 30 days after the employee or applicant for initial employment receives written notice that a position for which the employee or applicant applied was filled. After an initial determination by the OAH-CRD that there is probable cause to believe that there has been a violation of G.S. 126-14.2, the employee or applicant must file a contested case petition pursuant to G.S. 126-14.2 and Article 3 of G.S. 150B within 15 days.

Authority: G.S. 126-14.2.

**SECTION .0400 - APPEAL TO COMMISSION**

**.0437 APPEAL TO THE STATE PERSONNEL COMMISSION: PROCEDURES**

(a) The State Personnel Commission shall receive the record in the contested case forwarded by the Office of Administrative Hearings and make a final administrative decision in the case. The Office of State Personnel shall be responsible for the administrative management of contested cases coming before the Commission for its review and decision.

(b) Oral Argument. Either party to a contested case may request the opportunity to appear before the State Personnel Commission and make oral ~~argument.~~ argument in all cases except those arising under G.S. 126-14.4. Such arguments shall be based solely on the information contained in the record submitted by the OAH. Oral arguments shall be requested in writing no more than ~~15~~ 10 calendar days after notice ~~of review~~ by the Commission has been sent to the ~~parties.~~ parties that the Commission has received the official record from the OAH in the contested case. After 30 calendar days have passed since the notice to the parties that the official record has been received by the Commission, the Commission shall send a The notice of review which shall contain the date, time and place of the Commission meeting at which the case shall be reviewed. If a party fails to request oral argument in a timely fashion, that party may not be allowed to present oral argument. Each party requesting oral argument shall be allotted a maximum of ~~15~~ 10 minutes for the ~~presentation.~~ presentation, unless the time period is extended by a vote of the Commission. All requests to speak for more than 10 minutes shall be made in writing in the same document which requests the opportunity to make oral argument. The party which did not prevail before the Administrative Law Judge is entitled to make the first oral argument and to present a rebuttal. If both parties are seeking changes in the Administrative Law Judge's recommended decision, both parties may present a rebuttal and the party with the burden of proof in the contested case is entitled to the last rebuttal.

(c) Briefs. Legal Memoranda. Attorney's Fees Requests. All briefs and legal memoranda in cases other than those arising under G.S. 126-14.4 shall be received by the Office of State Personnel no later than ~~10 working~~ 30 calendar days prior to the ~~date of the Commission meeting for which a case is scheduled for review~~ after the date of the notice sent by the

Commission notifying the parties of the Commission's receipt of the official record from the OAH. Such documents shall also be served upon the opposing party. Such a document received after the deadline shall be presented to the Commission only after the party has shown that the opposing party was served with the document ~~at least 10 working days before the Commission meeting, no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH.~~ Attorney's ~~Fees fees Requests requests~~ must be presented to the Commission by the prevailing party to a Commission Decision and Order at least one month before the meeting at which the matter is to be considered. Such requests must also be served upon the opposing party. The Commission will notify the parties upon the receipt of a request for attorneys fees and provide an opportunity for the opposing party to file objections to the fees requested. If the parties wish to make oral argument on an attorney's fees request, a request for oral argument must be received by the Office of State Personnel within two weeks after the filing of the attorney's fees request and at least one month prior to the meeting at which such oral argument is requested. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown.

(d) Written Exceptions. Proposed Alternative Findings, Conclusions and Recommendations. Each party shall submit written exceptions to the recommended decision of the Administrative Law Judge, unless the party accepts the recommended decision in its entirety. Any party may choose to submit proposed alternative findings of fact and conclusions of law. Exceptions and alternative findings and conclusions shall be received by the Office of State Personnel no later than ~~10 working days prior to the date of the Commission for which a case is scheduled for review, 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH.~~ Written exceptions shall be specifically drawn. Exceptions shall indicate which finding, conclusion, or recommendation is being excepted to and the basis for the exception being taken. Reference must be made to the transcript (and volumes, where applicable), if the transcript of the hearing was made. Where a party excepts to a finding, conclusion, or recommendation and requests its deletion or amendment, an alternative finding, conclusion, or recommendation shall be made. Such a document received after the deadline shall be presented to the Commission only after the party has shown that the opposing party was served with the document ~~at least 10 working days before the Commission meeting, no later than 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH.~~ The Commission shall have the authority to adopt the findings of fact and conclusions of the Administrative Law Judge, or to amend the same, or to adopt alternative findings of fact and conclusions of law, either from those submitted by the parties or drawn from its own review of the whole record. Parties shall submit ~~10~~ 20 copies of each pleading (with three holes in the left margin) filed with the Commission. An extension of time to file documents with the

Commission may be granted by the Administrator for good cause shown.

(e) Proposed Decision and Order. Each party to a contested case shall submit a proposed Decision and Order for consideration by the Commission in that case. The proposed Decision and Order shall be received by the Office of State Personnel no later than ~~10 working days prior to the date of the Commission meeting for which a case is scheduled for review, 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH.~~ The Commission may delay decision in a case until all parties have all parties have submitted a proposed Decision and Order. The proposed Decision and Order shall indicate which findings, conclusions, and recommendations of the Administrative Law Judge are being deleted or amended and why, and what new findings, and conclusions are being adopted. The proposed Decision and Order shall contain an order in the case for the signature of the Administrator to the Commission, consistent with and supported by the findings and conclusions. Parties shall submit ~~10~~ 20 copies of each pleading (with three holes in the left margin) filed with the Commission. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown.

(f) Service on Opposing Parties. Copies of all documents required by this Rule shall be served on the opposing party, but no later than ~~10 working days prior to the date of the Commission meeting for which a case is scheduled for review, 30 calendar days after the date of the notice sent by the Commission notifying the parties of the Commission's receipt of the official record from the OAH.~~

(g) Notification. The parties or when applicable, the legal representative of record for a party, shall be notified, by certified mail, return receipt requested, of the Commission's decision. The Commission's decision shall be prepared and sent out by the Office of State Personnel. Copies or the content of a specific decision and order shall not be released to non-parties until the Office of State Personnel has knowledge that all parties have received a copy of the Decision and Order.

(h) Cases arising under G.S. 126-14.4. In contested cases arising under G.S. 126-14.4, where the Commission is required to make a decision within 60 days of receipt of the official record, the parties shall not be entitled to appear in person before the Commission and make oral argument. Instead, either party may request an opportunity to make oral argument to the Commission in a teleconference (or by other video or audio electronic conferencing means) within 10 calendar days of notice by the Commission that it has received the official record from the Office of Administrative Hearings. If a party requests the opportunity to present oral argument in a teleconference, a teleconference shall be scheduled by the Office of State Personnel and a Notice of Review via Teleconference shall be sent to the parties which shall contain the date and time the teleconference will take place and the telephone numbers at which the parties will be called. No delays in scheduling the teleconference will be permitted which would prejudice the Commission's ability to render its written decision in compliance with the statutory 60-day

deadline. Any briefs or legal memoranda which the parties wish to submit must be received by the Office of State Personnel no later than 14 calendar days after notice that the Commission has received the official record from the Office of Administrative Hearings. An extension of time to file documents with the Commission may be granted by the Administrator for good cause shown. Each party requesting oral argument shall be allotted a maximum of 10 minutes for the presentation, unless the time period is extended by a vote of the Commission. All requests to speak for more than 10 minutes shall be made in writing in the same document which requests the opportunity to make oral argument. The party which did not prevail before the Administrative Law Judge is entitled to make the first oral argument and to present a rebuttal. If both parties are seeking changes in the Administrative Law Judge's recommended decision, both parties may present a rebuttal and the party with the burden of proof in the contested case is entitled to the last rebuttal.

Authority: G.S. 126-4.

**SUBCHAPTER 1H - RECRUITMENT AND SELECTION**

**SECTION .0600 - GENERAL PROVISIONS**

**.0602 POSTING AND ANNOUNCEMENT OF VACANCIES**

(a) All agencies shall select from the most qualified persons to fill vacant positions. Employment shall be offered based upon the job-related qualifications of applicants for employment using fair and valid selection criteria and not on political affiliation or political influence. For purposes of this policy, "political affiliation" is the membership in, participation in, or support of, a particular political party, group, or candidate; "political influence" occurs when political affiliation impacts the decision to hire or not to hire and the selection decision was not based on fair and valid selection criteria.

(a)(b) Vacant positions to be filled in state government shall be publicized by the agency having the vacancy to permit an open opportunity for all interested employees and applicants to apply. The term "agency" as used in this Paragraph includes all state departments, institutions, commissions, and boards. The recruitment and selection process shall be consistently applied, non-discriminatory and promote open and fair competition and the hiring of a diverse workforce.

(b)(c) Vacancies which shall be filled from within the agency workforce shall have an application period of not less than five working days and shall be prominently posted in at least the following locations:

- (1) The personnel office of the agency having the vacancy; and
- (2) The particular work unit of the agency having the vacancy.

(c)(d) If the decision is made, initially or at any time a vacancy remains open, to receive applicants from within the overall state government workforce, that vacancy shall be

listed with the Office of State Personnel for the purpose of informing current state employees of the opening. Such vacancies shall have an application period of not less than seven working days from the time the listing is received by the Office of State Personnel. Each vacancy for internal posting or listing with the Office of State Personnel will be described in an announcement which includes at minimum the position number, title, salary range, ~~key duties, essential functions,~~ knowledge and skill requirements, minimum education training and experience standard, the application period and the appropriate contact person. Each vacancy listing must include a closing date unless the classification has been determined as critical. Factors used in determining critical classifications shall include: agency turnover; number of positions in class; geographic location; scarcity of skills; safety, health or quality of care for clients. Such critical classifications, which will not require closing dates on vacancy postings, shall be approved by the State Personnel Commission. On those classes determined to be critical, which are considered open, continuous postings, agencies shall determine how long applications will be considered active. Posting requirements shall not apply to:

- (1) Vacancies which must be used to meet management necessity, for which an agency will not openly recruit. Examples include vacancies committed to a budget reduction, vacancies used for disciplinary transfers or demotions, use of an existing vacancy to avoid reduction in force, and transfer of an employee to an existing opening to avoid the threat of bodily harm, ~~harm, and the promotion of an employee into an opening under a formal, pre-existing "understudy arrangement".~~
- (2) Vacancies for positions which have been designated ~~policy-making exempt policy-making~~ under G.S. 126-5(d).
- (3) Vacancies which must be filled immediately to prevent work stoppage in constant demand situations, or to protect the public health, safety, or security.
- ~~(4) Vacancies which are not filled by open recruitment, but rather by specific and targeted recruitment of special groups for the Model Cooperative Education and state government intern programs.~~
- ~~(5)~~(4) Vacancies for positions to be filled by chief deputies and chief administrative assistants to elected or appointed department heads; and vacancies for positions to be filled by confidential assistants and confidential secretaries to elected or appointed department heads, chief deputies, or chief administrative assistants. The decision to exercise a vacancy posting exception based upon Paragraphs ~~(b)(d)~~(1) and (3) of this Rule shall be the responsibility of the agency head. The Office of State Personnel is available upon request to provide counsel and guidance in instances of uncertainty.

(d)(e) Any vacancy for which an agency wishes to consider outside applicants or outside applicants concurrently with the state government work force shall be listed simultaneously with the appropriate Employment Security Commission office, as required by G.S. 96-29, and with the Employment Practices and Priorities Division Section of the Office of State Personnel. Listings will include the appropriate announcement information and vacancies so listed shall have an application period of not less than seven work days.

(e)(f) If an agency makes an initial effort to fill a vacancy from within the state government work force only, and is unsuccessful, the listing with the Employment Security Commission would take place when a decision is made to recruit outside. A vacancy which an agency will not fill for any reason should not be listed; if conditions change, it should then be treated as a new vacancy.

(f)(g) The Office of State Personnel may withhold approval for an agency to fill a job vacancy if the agency cannot prove to the satisfaction of the Office of State Personnel that it complied with these posting requirements. If any agency hires any person in violation of these posting requirements, and it is determined by the Office of State Personnel that the employment of the person hired must be discontinued as a result of the posting violation, the agency shall pay such person for the work performed during the period of time between his/her initial employment and separation.

(g)(h) When a vacancy is listed with the Employment Security Commission, the listing agency may not fill the job opening for at least 21 days after the listing has been filed and the local office with which the listing is made shall be notified by the agency within 15 days after the vacancy is filled. Upon agency request the Employment Security Commission may waive the waiting period for filling listed vacancies in job classifications for which the State Personnel Commission has recognized candidates are in short supply if it hinders the agency in providing essential services.

Authority G.S. 96-29; 126-4(4); 126-5(d); 126-7.1.

**.0605 SPECIAL APPLICANT CONSIDERATIONS:  
AGENCY RESPONSIBILITIES**

(a) Priority Reemployment Consideration. State employees:

- (1) who have received notification of imminent separation due to reduction in force; or
- (2) who have been removed from a ~~policy-making/confidential~~ exempt positions, for reasons other than ~~cause~~ cause, or who have been removed from managerial exempt positions for reasons other than cause but not for a violation of G.S. 126-14.2; or
- (3) who have been removed from an exempt managerial position for a violation of G.S. 126-14.2;

are afforded priority reemployment consideration under the State Personnel Act. A list of all classes having applicants with priority status will be sent to all agencies by the Office of State Personnel and will be updated frequently. When a vacancy occurs, the appointing authority must review the latest list before initiating any recruiting efforts. If the classification

of the vacancy appears, a priority certificate must be requested and the appropriate priority afforded. While in most instances priority applicants will be on a priority certificate for classes of their principal qualification, these applicants are free to apply for any vacancy of their choice. If determined qualified, regardless of whether they are currently on a priority certificate for the class of the vacancy, the priority must be afforded.

(b) Veteran's Preference. State law requires that employment preference be given to veterans, widows of veterans, and wives of disabled veterans. Persons entitled to such preference must so indicate on any application filed. Verifying documentation may be required by the agency if desirable.

(c) Age Limitations.

- (1) Minimum Age - The minimum employment age is 18. Exceptions are provided under the law if the employing agency procures an Employment Certificate from the County Social Services Department.
- (2) Law Enforcement Officers - Law enforcement officers must be at least 21 years of age.
- (3) Maximum Age - There is no maximum age for employment.

(d) Employment of Relatives. Members of an immediate family shall not be employed within the same agency if such employment will result in one member supervising another member of his immediate family, or if one member will occupy a position which requires influence over another member's employment, promotion, salary administration and other related management or personnel considerations. The intent of this provision is to avoid an employment relationship which would create problems within a work unit or offend the public sense of equal opportunity. The term immediate family includes wife, husband, mother, father, brother, sister, son, daughter, grandmother, grandfather, grandson and granddaughter. Also included are the step-, half- and in-law relationships based on the listing in this Paragraph. It might also include others living within the same household or otherwise so closely identified with each other as to suggest difficulty.

Authority G.S. 126-4(4); 128-15.

**.0606 SELECTION OF APPLICANTS**

(a) The selection of applicants for vacant positions will be based upon a relative consideration of their qualifications for the position to be filled. Using fair and valid selection criteria, the agency will review the credentials of each applicant and determine who possesses the minimum qualifications. From those applicants who meet the minimum qualifications, a pool of the most qualified candidates shall be identified. The pool of the most qualified candidates shall be those individuals determined to be substantially more qualified than other applicants. The individual selected for the position must be chosen from the pool of the most qualified applicants. In making the determination of minimally qualified and most qualified, policies regarding priority consideration must be applied. Advantage will be given to applicants determined to

be most qualified and hiring authorities must reasonably document hiring decisions to verify this advantage was granted and explain their basis for selection.

(b) Selection procedures and methods will be validly related to the duties and responsibilities of the vacancy to be filled. The Office of State Personnel will provide technical assistance, upon request, to agencies wishing to design or review selection procedures.

(c) After making the selection decision, the agency shall provide timely written notice of non-selection of all unsuccessful candidates in the most qualified pool.

(d) Each agency shall develop a written Recruitment and Selection Plan according to guidelines provided by the Office of State Personnel. The Recruitment and Selection Plan should meet the particular needs of the agency and provide assurances to employees and applicants that the recruitment and selection process will be based on fair and valid selection criteria. Agency Recruitment and Selection Plans shall be submitted to the Office of State Personnel for review and approval by the State Personnel Commission. Any changes or additions to agency Recruitment and Selection Plans shall also be submitted to the Office of State Personnel for review and approval by the State Personnel Commission. Those agencies not having a Recruitment and Selection Plan on file and approved by the State Personnel Commission shall follow the process set forth in the Office of State Personnel's Recruitment and Selection Plan.

*Authority G.S. 126-4(4).*

**SUBCHAPTER 1J - EMPLOYEE RELATIONS**

**SECTION .0500 - EMPLOYEE GRIEVANCES**

**.0503 MINIMUM PROCEDURAL REQUIREMENTS**

The following provisions are the minimum requirements for approval by the State Personnel Commission.

- (1) An employee with a grievance that does not allege unlawful discrimination as defined by G.S. 126-16 or G.S. 126-36, that does not allege a violation of G.S. 126-7.1(a) or (c), G.S. 126-82, or that does not allege a denial of employment or promotion in violation of G.S. 126-14.2 shall be required to first discuss the problem with the immediate supervisor. Where the grievance does not fall within the administrative or decision-making authority of the immediate supervisor, the immediate supervisor, shall within 48 hours of receipt of the grievance, refer the grievance to the lowest level supervisor with administrative or decision-making authority over the subject matter of the grievance and notify the employee of the fact of and the basis for the referral. The agency grievance procedure must outline those issues in addition to contested case issues under G.S. 126-34.1, if any, that are grievable under each agency's internal grievance procedure and whether and to what extent persons who have not attained career status under G.S. 126-1A 126-1.1

- (2) The employee shall have the right to have the decision of the immediate supervisor reviewed. The step or steps after the immediate supervisor's step must include a step at which the employee has the right to orally present the grievance and where the reviewer is outside the employee's chain of command.
- (3) Any decision rendered after the step of the supervisor's decision shall be issued in writing and the final agency decision shall be issued within a reasonable period of time as defined in this Section.
- (4) At the step involving the reviewer (person or body) outside the employee's chain of command, the employee shall have the right to challenge whether the reviewer can render an unbiased decision. The agency grievance procedure shall establish a process for challenging the reviewer's impartiality and the process for the selection of a replacement when necessary.
- (5) For matters that are contested case issues under G.S. 126-34.1, if the employee is not satisfied by the final decision of the agency head, the employee shall have the right to appeal to the State Personnel Commission within 30 days of receipt of the final agency decision. If the employee is unable within a reasonable period of time to obtain a final agency decision, the employee's right of appeal is governed by G.S. 150B-23(f).
- (6) The agency shall state the methods of notifying current employees and newly appointed employees of any change to the agency grievance procedure no later than 30 days prior to the effective date of the change.
- (7) The agency shall establish the time limit for the agency and employee to respond at each step in the grievance procedure. No time limit for an agency to respond or to act shall be more than twice the time limit for the employee.
- (8) The grievance procedure shall include the effective date of the procedure and of any changes to the procedure.
- (9) The grievance procedure shall comply with the requirements of 25 NCAC 1J .0615.

*Authority G.S. 126-4(9); 126-4(10); 126-35; 150B-23.*

**.0512 VIOLATIONS OF G.S. 126-14.2**

(a) A state employee or applicant for initial State employee may complain directly through the Civil Rights Division of the Office of Administrative Hearings about a denial of employment or promotion if all the following conditions apply:

- (1) the person alleging the violation applied for the position in question during the open application period;
- (2) the person alleging the violation was not hired into the position in question;
- (3) the person alleging the violation was among the pool

of the most qualified applicants;

- (4) the successful applicant for the position was not among the pool of the most qualified applicants; and
- (5) the hiring decision was in violation of G.S. 126-14.2 because of political affiliation or political influence.

(b) The complaining State employee or applicant must file their complaint with the Civil Rights Division of the OAH within 30 days after the complainant receives written notice that the position in question has been filled.

(c) Upon an initial determination by the Civil Rights Division of the OAH that there is probable cause to believe that there has been a violation of G.S. 126-14.2, the complaining State employee or applicant may file, pursuant to G.S. 126-34.1 and Article 3 of G.S. 150B, a petition for a contested case hearing with the OAH Contested Case Division within 15 days.

(d) The administrative law judge shall issue a recommended decision to the State Personnel Commission. The State Personnel Commission shall make a final written decision in accordance with the law.

(e) If the initial determination by the Civil Rights Division of the OAH is that there is no probable cause to believe that there has been a violation of G.S. 126-14.2, that determination shall be conclusive of any rights of further appeal to the State Personnel Commission, but shall not be admissible or binding in any separate or subsequent civil action or proceeding.

*Authority G.S. 126-4.*

**SECTION .0600 - DISCIPLINARY ACTION:  
SUSPENSION AND DISMISSAL**

**.0603 APPEALS**

(a) A career employee who has been demoted, suspended or dismissed shall have 15 calendar days from the date of his receipt of written notice of such action to file an appeal with

his department/university grievance procedure. Grievances which do not allege discrimination a violation of G.S. 126-7.1(a) or (c), G.S. 126-82, or that do not allege a denial of employment or promotion in violation of G.S. 126-14.2 must follow the department or university grievance procedure. An appeal of a final departmental or university decision must be filed in accordance with G.S. 150B-23 and within 30 calendar days of receipt of the final agency decision.

(b) Grievances which allege discrimination may, at the election of the employee, proceed through the department or university procedure or proceed directly to the State Personnel Commission (SPC) for a hearing by the Office of Administrative Hearings (OAH) and a decision by the SPC. A direct appeal to the SPC (such appeal involving a contested case hearing by the OAH and a recommended decision by that agency to the SPC) alleging discrimination must be filed in accordance with G.S. 150B-23 and must be filed within 30 calendar days of receipt of notice of the alleged discriminatory act.

(c) Grievances which allege a violation of G.S. 126-14.2 must be filed with the Civil Rights Division of the OAH within 30 calendar days after the employee or applicant receives written notice that the position in question has been filled. The employee or applicant must file a petition for a contested case hearing pursuant to G.S. 126-34.1 and Article 3 of G.S. 150B within 15 days of the initial determination by the OAH Civil Rights Division that there has been a violation of G.S. 126-14.2.

(e)(d) Grievances filed on an untimely basis (see G.S. 126-14.4, G.S. 126-35, G.S. 126-36 and G.S. 126-38) must be dismissed. Allegations of discrimination raised more than 30 calendar days after receipt of notice of the occurrence of the alleged discriminatory act must be dismissed.

*Authority G.S. 126-1A; 126-35; 126-36; 126-38; 150B, Article 3; 150B-23.*

*This Section includes the Register Notice citation to Rules approved by the Rules Review Commission (RRC) at its meeting of July 23, 1998 pursuant to G.S. 150B-21.17(a)(1) and reported to the Joint Legislative Administrative Procedure Oversight Committee pursuant to G.S. 150B-21.16. The full text of rules are published below when the rules have been approved by RRC in a form different from that originally noticed in the Register or when no notice was required to be published in the Register. The rules published in full text are identified by an \* in the listing of approved rules. Statutory Reference: G.S. 150B-21.17.*

*These rules unless otherwise noted, will become effective on the 31st legislative day of the 1998 Short Session of the General Assembly or a later date if specified by the agency unless a bill is introduced before the 31st legislative day that specifically disapproves the rule. If a bill to disapprove a rule is not ratified, the rule will become effective either on the day the bill receives an unfavorable final action or the day the General Assembly adjourns. Statutory reference: G.S. 150B-21.3.*

**APPROVED RULE CITATION**

**REGISTER CITATION TO THE NOTICE OF TEXT**

10	NCAC 14G	.0102*	12:19 NCR 1766
10	NCAC 21B	.0117	12:17 NCR 1616
10	NCAC 26H	.0102	12:18 NCR 1696
10	NCAC 26H	.0211	12:18 NCR 1700
10	NCAC 26H	.0401	12:21 NCR 1878
10	NCAC 41A	.0107*	12:15 NCR 1420
15A	NCAC 10F	.0305	12:16 NCR 1518
15A	NCAC 10F	.0311	12:17 NCR 1608
15A	NCAC 10F	.0317	12:17 NCR 1608
15A	NCAC 10F	.0327*	12:17 NCR 1608
15A	NCAC 10G	.0404*	12:12 NCR 1044
15A	NCAC 18A	.3103	12:20 NCR 1831
15A	NCAC 18A	.3104*	12:20 NCR 1832
15A	NCAC 18A	.3106*	12:20 NCR 1833
15A	NCAC 18A	.3107*	12:20 NCR 1834
15A	NCAC 18A	.3110*	12:20 NCR 1835
15A	NCAC 18A	.3111	12:20 NCR 1835
21	NCAC 14A	.0104*	not required, G.S. 150B-21.5(a)(4)
26	NCAC 04	.0202*	not required, G.S. 150B-21.5(a)(3)

**TITLE 10 - DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**CHAPTER 14 - MENTAL HEALTH: GENERAL**

**SUBCHAPTER 14G - COMMITTEES AND PROCEDURES**

**SECTION .0100 - PURPOSE: SCOPE: DEFINITIONS**

**.0102 DEFINITIONS**

(a) In addition to the definitions contained in this Rule, the terms defined in G.S. 122C-3, 122C-4 and 122C-53(f) also apply to all rules in Subchapters 14G, 14H, 14I, and 14J of this Chapter.

(b) As used in the rules in Subchapters 14G, 14H, 14I and 14J of this Chapter, the following terms have the meanings specified:

(1) "Abuse" means the infliction of physical or mental pain or injury by other than accidental means, or

unreasonable confinement, or the deprivation by an employee of services which are necessary to the mental and physical health of the client. Temporary discomfort that is part of an approved and documented treatment plan or use of a documented emergency procedure shall not be considered abuse.

- (2) "Basic necessities" means the essential items or substances needed to support life and health which include, but are not limited to, a nutritionally sound diet balanced during three meals per day, access to water and bathroom facilities at frequent intervals, seasonable clothing, medications to control seizures, diabetes and other like physical health conditions, and frequent access to social contacts.
- (3) "Client record" means any record made of confidential information.
- (4) "Clinically privileged" means authorization by the State Facility Director for a qualified professional to provide specific treatment/habilitation services to clients, within well-defined limits, based on the

- professional's education, training, experience, competence and judgment.
- (5) "Complaint" means an informal verbal or written expression of dissatisfaction, discontent, or protest by a client concerning a situation within the jurisdiction of the state facility. A complaint would usually but not necessarily precede a grievance.
  - (6) "Consent" means concurrence by a client or his legally responsible person following receipt of sufficient information by the qualified professional who will administer the proposed treatment or procedure. Informed consent implies that the client or his legally responsible person was provided with sufficient information concerning proposed treatment, including both benefits and risks, in order to make an educated decision with regard to such treatment.
  - (7) "Dangerous articles or substances" means, but is not limited to, any weapon or potential weapon, heavy blunt object, sharp objects, potentially harmful chemicals, or drugs of any sort, including alcohol.
  - (8) "Deputy Director" means a member of the management staff of the Division with responsibility for the state facilities relative to a specific disability area. Such directors may include the Deputy Director of Mental Health, Deputy Director of Mental Retardation, Deputy Director of Substance Abuse, or such deputy's designee.
  - (9) "Director of Clinical Services" means Medical Director, Director of Medical Services or such person acting in the position of Director of Clinical Services, or his designee.
  - (10) "Division Director" means the Director of the Division or his designee.
  - (11) "Emergency" means a situation in a state facility in which a client is in imminent danger of causing abuse or injury to self or others, or when substantial property damage is occurring as a result of unexpected and severe forms of inappropriate behavior, and rapid intervention by the staff is needed. [See Subparagraph (b)(22) of this Rule for definition of medical emergency].
  - (12) "Emergency surgery" means an operation or surgery performed in a medical emergency [as defined in Subparagraph (b)(22) of this Rule] where informed consent cannot be obtained from an authorized person, as specified in G.S. 90-21.13, because the delay would seriously worsen the physical condition or endanger the life of the client.
  - (13) "Exclusionary time-out" means the removal of a client to a separate area or room from which exit is not barred for the purpose of modifying behavior.
  - (14) "Exploitation" means the use of a client or his resources for another person's profit, business or advantage. "Exploitation" includes borrowing, taking or using personal property from a client with or without the client's permission.
  - (15) "Forensic Division" means the inpatient facility at Dorothea Dix Hospital which serves clients who are:
    - (A) admitted for the purpose of evaluation for capacity to proceed to trial;
    - (B) found not guilty by reason of insanity;
    - (C) determined incapable of proceeding to trial; or
    - (D) deemed to require a more secure environment to protect the health, safety and welfare of clients, staff and the general public.
  - (16) "Grievance" means a formal written complaint by or on behalf of a client concerning a circumstance would usually but not necessarily follow a complaint.
  - (17) "Human Rights Committee" means a committee, appointed by the Secretary, to act in a capacity regarding the protection of client rights.
  - (18) "Independent psychiatric consultant" means a licensed psychiatrist not on the staff of the state facility in which the client is being treated. The psychiatrist may be in private practice, or be employed by another state facility, or be employed by a facility other than a state facility as defined in G.S. 122C-3(14).
  - (19) "Interpreter services" means specialized communication services provided for the hearing impaired by certified interpreters.
  - (20) "Involuntary client" means a person admitted to any regional psychiatric hospital or alcoholic rehabilitation center under the provisions of Article 5, Parts 7, 8 or 9 of G.S. 122C and includes but it is not limited to clients detained pending a district court hearing and clients involuntarily committed after a district court hearing. This term shall also include individuals who are defendants in criminal actions and are being evaluated in a state facility for mental responsibility or mental competency as a part of such criminal proceedings as specified in G.S. 15A-1002 unless a valid order providing otherwise is issued from a court of competent jurisdiction and the civil commitment of defendants found not guilty by reason of insanity as specified in G.S. 15A-1321.
  - (21) "Isolation time-out" means the removal of a client to a separate room from which exit is barred but which is not locked and where there is continuous supervision by staff for the purpose of modifying behavior.
  - (22) "Major physical injury" means damage caused to the body resulting in substantial bleeding or contusion of tissues; fracture of a bone; damage to internal organs; loss of consciousness; loss of normal neurological function (inability to move or coordinate movement); or any other painful condition caused by such injury.
  - (23) "Medical emergency" means a situation where the client is unconscious, ill, or injured, and the reasonably apparent circumstances require prompt decisions and actions in medical or other health care, and the necessity of immediate health care treatment



- is so reasonably apparent that any delay in the rendering of the treatment would seriously worsen the physical condition or endanger the life of the client.
- (24) "Minimal risk research" means that the risks of harm anticipated in the proposed research are not greater, considering probability and magnitude, than those ordinarily encountered in daily life or during the performance of routine physical or psychological examinations or tests.
  - (25) "Minor client" means a person under 18 years of age who has not been married or who has not been emancipated by a decree issued by a court of competent jurisdiction or is not a member of the armed forces.
  - (26) "Neglect" means the failure to provide care or services necessary to maintain the mental health, physical health and well-being of the client.
  - (27) "Neuroleptic medication" means a category of psychotropic drugs used to treat schizophrenia and related disorders. Neuroleptics are the only category of psychotropic drugs with long-term side effects of major consequence (e.g., tardive dyskinesia). Examples of neuroleptic medications are Chlorpromazine, Thioridazine and Haloperidol.
  - (28) "Normalization" means the principle of helping the client to obtain an existence as close to normal as possible, taking into consideration the client's disabilities and potential, by making available to him patterns and conditions of everyday life that are as close as possible to the norms and patterns of the mainstream of society.
  - (29) "Person standing in loco parentis" means one who has put himself in the place of a lawful parent by assuming the rights and obligations of a parent without formal adoption.
  - (30) "Protective devices" means an intervention which provides support for weak and feeble clients or enhances the safety of behaviorally disordered clients. Such devices may include posey vests, geri-chairs or table top chairs to provide support and safety for clients with major physical handicaps; devices such as helmets and mittens for self-injurious behaviors; or devices such as soft ties used to prevent medically ill clients from removing intravenous tubes, indwelling catheters, cardiac monitor electrodes, or similar medical devices.
  - (31) "Psychosurgery" means surgical procedures for the intervention in or alteration of a mental, emotional or behavior disorder.
  - (32) "Psychotropic medication" means medication with the primary function of treating mental illness, personality or behavior disorders. It includes, but is not limited to, antipsychotics, anti-depressants, minor tranquilizers and lithium.
  - (33) "Qualified professional" means any person with appropriate training or experience in the professional fields of mental health care, mental illness, mental retardation, or substance abuse, including but not limited to, physicians, psychologists, social workers, registered nurses, qualified mental retardation professionals and qualified alcoholism or drug abuse professionals, as these terms are defined in 10 NCAC 14K .0103. "Licensure Rules for Mental Health, Mental Retardation and Other Developmental Disabilities, and Substance Abuse Facilities", division publication APSM 40-2. In addition, qualified professionals shall include special education instructors, physical therapists, occupational therapists, speech therapists and any other recognized professional group designated by the State Facility Director.
  - (34) "Regional alcoholic rehabilitation center" means a state facility for substance abusers as specified in G.S. 122C-181(a)(3).
  - (35) "Regional mental retardation center" means a state facility for the mentally retarded as specified in G.S. 122C-181(a)(2).
  - (36) "Regional psychiatric hospital" means a state facility for the mentally ill as specified in G.S. 122C-181(a)(1).
  - (37) "Representative payee" means the person, group, or facility designated by a funding source, such as Supplemental Security Income (SSI), to receive and handle funds according to the guidelines of the source on behalf of a client.
  - (38) "Research" means inquiry involving a trial or special observation made under conditions determined by the investigator to confirm or disprove an hypothesis or to explicate some principle or effect.
  - (39) "Respite client" means a client admitted to a mental retardation center for a short-term period, normally not to exceed 30 days. The primary purpose of such admission is to provide a temporary interval of rest or relief for the client's regular caretaker.
  - (40) "Responsible professional" shall have the meaning as specified in G.S. 122C-3 except the "responsible professional" shall also be a qualified professional as defined in Subparagraph (b)(32) in this Rule.
  - (41) "Restraint" means the limitation of one's freedom of movement. In accordance with G.S. 122C-60, restraint includes the following:
    - (A) mechanical restraint which is restraining a client with the intent of controlling behavior with mechanical devices which include, but are not limited to, cuffs, ankle straps, sheets or restraining shirts. This does not include handcuffs used for the purpose of escorting forensic clients;
    - (B) physical restraint which is restraining a client by physically holding or subduing the client until he is calm.
  - (42) "Seclusion" means isolating a client in a separate locked room for the purpose of controlling a client's behavior, except that in the Forensic Division at

Dorothea Dix Hospital, seclusion shall not include the routine use of locked rooms, isolation of clients admitted for evaluation of capacity to proceed to trial who are considered to be an escape risk, or separation of juveniles requiring separation from adult clients.

- (43) "State Facility Director" means the chief administrative officer or manager of a state facility or his designee.
- (44) "Strike" means, but is not limited to, hitting, kicking, slapping or beating whether done with a part of one's body or with an object.
- (45) "Timeout" means the removal of a client from other clients to another space within the same activity area for the purpose of modifying behavior.
- (46) "Treatment" means the act, method, or manner of habilitating or rehabilitating, caring for or managing a client's physical or mental problems.
- (47) "Treatment plan" means a written individual plan of treatment or habilitation for each client to be undertaken by the treatment team and includes any documentation of restriction of client's rights.
- (48) "Treatment team" means an interdisciplinary group of qualified professionals sufficient in number and variety by discipline to adequately assess and address the identified needs of the client.
- (49) "Unit" means an integral component of a state facility distinctly established for the delivery of one or more elements of service to which specific staff and space are assigned, and for which responsibility has been clearly assigned to a director, supervisor, administrator, or manager.
- (50) "Voluntary client" means a person admitted to a state facility under the provisions of Article 5, Parts 2, 3, 4 or 5 of G.S. 122C.

*History Note: Authority G.S. 122C-3; 122C-4; 122C-51; 122C-53(f); 131E-67; 143B-147; Eff. October 1, 1984; Amended Eff. June 1, 1990; April 1, 1990; July 1, 1989; Temporary Amendment Eff. January 1, 1998; Amended Eff. April 1, 1999.*

**CHAPTER 41 - CHILDREN'S SERVICES**

**SUBCHAPTER 41A - IDENTIFYING INFORMATION: MANUALS AND FORMS: COVERAGE**

**SECTION .0100 - IDENTIFYING INFORMATION: MANUALS AND FORMS: COVERAGE**

**.0107 WAIVER OF LICENSING RULES AND APPEALS PROCEDURES**

(a) The Department of Health and Human Services may allow a waiver to a licensing rule or rules to persons subject to licensure pursuant to G.S. 131D, Article 1A in accordance with the following criteria:

- (1) persons seeking a waiver must submit a written

request on a form developed by the Department to the Department showing that another way of meeting a rule maintains the health, safety, and well-being of individuals being served at or above the level required by the rule;

- (2) no waiver shall be allowed by the Department to any rule based on a standard adopted by the Building Code Council and subject to the general supervision and enforcement of the Commissioner of Insurance;
  - (3) no waiver shall be allowed by the Department to any rule governing fire safety;
  - (4) no waiver shall be allowed by the Department to any rule based upon a standard adopted by the Health Services Commission;
  - (5) the waiver when allowed remains in effect for the term of the license and may be renewed if the Department determines that the health, safety and well-being of individuals being served are not threatened;
  - (6) upon receipt of the waiver request form, a decision to grant or deny the waiver will be made by the Department within 10 business days of its receipt.
- (b) The Department of Health and Human Services may deny, suspend or revoke a license at any time for failure to comply with licensing rules adopted pursuant to G.S. 131D, Article 1A or for operating in a manner that threatens the health, safety or well being of individuals in the facility.
- (1) Denial, suspension, or revocation of licensure by the Department of Health and Human Services shall be effected by mailing to the applicant or license holder, by certified mail, a notice setting forth the particular reasons for such action. A suspension or revocation shall become effective 60 days after the mailing of the notice absent a petition as specified in Subparagraph (2) of the Rule. In the event of a petition for a contested case hearing, a suspension or revocation shall not become effective until a final decision is made in the contested case hearing.
  - (2) Within 60 days of the decision to deny, suspend or revoke a license the applicant or license holder may petition for a determination of his legal rights, privileges, or duties. All petitions must be in writing and contain a statement of the facts prompting the request sufficient to allow for appropriate processing by the Department of Health and Human Services.
  - (3) The petition for a hearing shall be filed with the Office of Administrative Hearings in accordance with G.S. 150B-23 and 26 NCAC 3 .0103. In accordance with G.S. 1A-1, Rule 4 (j) 4, the petition shall be served on a registered agent for service of process for the Department of Health and Human Services. A list of registered agents may be obtained from the Office of Legal Affairs.
  - (4) Procedures for the processing of an appeal of an adverse licensing action and for the final decision are specified in G.S. 150B, Article 3 and 10 NCAC 1B .0200.

*History Note: Authority G.S. 131D-10.5; 131D-10.6; 131D-10.9; 143B-153; 150B-22; 150B-23;*  
*Eff. April 1, 1984;*  
*ARRC Objection March 16, 1988;*  
*Amended Eff. May 1, 1990; August 1, 1988;*  
*Temporary Amendment Eff. October 28, 1997;*  
*Amended Eff. April 1, 1999.*

**TITLE 15A - DEPARTMENT OF ENVIRONMENT  
AND NATURAL RESOURCES**

**CHAPTER 10 - WILDLIFE RESOURCES AND  
WATER SAFETY**

**SUBCHAPTER 10F - MOTORBOATS AND  
WATER SAFETY**

**SECTION .0300 - LOCAL WATER SAFETY  
REGULATIONS**

**.0327 MONTGOMERY COUNTY**

(a) Regulated Areas. This Rule applies to the waters and portions of waters described as follows:

- (1) Badin Lake - Lakeshore Drive Cove as delineated by appropriate markers.
- (2) Lake Tillery.
  - (A) Woodrun Cove as delineated by appropriate markers.
  - (B) Carolina Forest Cove as delineated by appropriate markers.
- (3) Tuckertown Reservoir.

(b) Speed Limit Near Shore Facilities. No person shall operate a vessel at greater than no-wake speed within 50 yards of any marked boat launching area, dock, pier, bridge, marina, boat storage structure, or boat service area on the waters of the regulated areas described in Paragraph (a) of this Rule.

(c) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any regulated area described in Paragraph (a) of this Rule.

(d) Restricted Swimming Areas. No person operating or responsible for the operation of a vessel shall permit it to enter any marked public swimming area established with the approval of the Wildlife Resources Commission on the waters of the regulated areas described in Paragraph (a) of this Rule.

(e) Placement and Maintenance of Markers. The Board of Commissioners of Montgomery County is hereby designated a suitable agency for placement and maintenance of the markers implementing this Rule in accordance with the Uniform System.

*History Note: Authority G.S. 75A-3; 75A-15;*  
*Eff. November 1, 1977;*  
*Amended Eff. December 1, 1990; May 1, 1989; March 25, 1978;*  
*Temporary Amendment Eff. June 1, 1998;*  
*Amended Eff. April 1, 1999.*

**SUBCHAPTER 10G - DISTRIBUTION AND  
SALE OF HUNTING: FISHING: AND  
TRAPPING LICENSE**

**SECTION .0400 - WILDLIFE SERVICE AGENTS**

**.0404 CUSTOMER SUPPORT SYSTEM**

(a) Equipment. Each Wildlife Service Agent shall be equipped with a transaction terminal, which is a network computer linked to the Commission's central data base by telephone lines. Using the transaction terminal, the agent shall issue licenses, permits, tags, vessel registrations and decals, magazine subscriptions, and other items. The record of sale and issuance of each item shall be transmitted by the terminal to the Commission overnight via telephone connection. The Commission shall communicate information and instructions about individual agent accounts and messages of general interest to all agents via the transaction terminal. Agents shall also be provided two printers: one to print receipts and messages and the other to print licenses, permits, tags, decals, registrations, and other items. All necessary training, troubleshooting, maintenance, equipment replacements, materials and supplies shall be furnished by the Commission. Toll-free telephone service to link transaction terminals to the system's central data base shall be supplied by the Commission. Net proceeds from all transactions shall be transferred to the Commission every week via an electronic transfer of funds from the bank account designated by an agent in the Wildlife Service Agent Agreement to the Commission's account in the State Treasury.

(b) Cancellation. A Wildlife Service Agent may resign at any time by sending written notice to the Commission. The Commission shall immediately instruct resigning agents in the required procedures to follow to return all equipment and supplies and to settle their accounts. The Commission may cancel any Wildlife Service Agent appointment for failure to comply with these Rules or with any administrative directives related to performance as a Wildlife Service Agent. Deficiencies that may result in cancellation include but are not limited to such things as failure to deposit sufficient funds to cover the electronic transfer of funds each week, failure to use the surge protector provided in conjunction with a properly grounded electrical outlet or telephone line, failure to operate as a public convenience, failure to provide the proper license and correct information about licenses to customers, failure to return all required documentation for transactions on schedule, and failure to safeguard or care for the equipment. Upon resignation or termination of appointment as a Wildlife Service Agent, the previous agent must return all consigned equipment and supplies to the Commission and settle the agent financial account, both with 15 days of the date of receiving written notice from the Commission.

*History Note: Authority G.S. 113-134; 113-270.1;*  
*Eff. April 1, 1997;*  
*Amended Eff. April 1, 1999.*

## CHAPTER 18 - ENVIRONMENTAL HEALTH

## SUBCHAPTER 18A - SANITATION

SECTION .3100 - LEAD POISONING PREVENTION  
IN CHILDREN PROGRAM**.3104 INVESTIGATION TO IDENTIFY LEAD  
POISONING HAZARDS**

(a) The Department shall conduct an investigation when it reasonably suspects that a lead poisoning hazard to children exists. Reasonable suspicion of a lead poisoning hazard to children may be based on the presence of the following characteristics:

- (1) a residential housing unit or a child-occupied facility built before 1950, a unit or facility built before 1978 that contains readily accessible deteriorated paint, or a unit or facility built before 1978 that is undergoing or has undergone renovations or remodeling within the last six months, unless the unit is lead-safe housing or is in compliance with the maintenance standard;
- (2) a child less than six years old residing in, regularly visiting, or attending the unit or facility; and
- (3) a referral by a local, state, or federal public health, environmental protection, or human services official, or building inspector.

(b) Notwithstanding the existence of a certificate of compliance with the maintenance standard, the Department shall investigate a residential housing unit occupied or regularly visited by a child less than six years old who has a persistent elevated blood lead level or confirmed lead poisoning.

(c) The Department may upon request conduct an investigation to identify lead poisoning hazards at a proposed or substitute residential housing unit of a child less than six years old with a persistent elevated blood lead level or confirmed lead poisoning who is seeking alternative housing.

*History Note: Authority G.S. 130A-131.5; 130A-131.7; 130A-131.8; 130A-131.9A;*

*Eff. October 1, 1990;*

*Transferred and Recodified from 15A NCAC 191 .0104 Eff. August 28, 1991;*

*Transferred and Recodified from 15A NCAC 21E .0404 Eff. February 18, 1992;*

*Amended Eff. August 1, 1996;*

*Temporary Amendment Eff. November 21, 1997;*

*Amended Eff. April 1, 1999.*

**.3106 ABATEMENT AND REMEDIATION**

(a) Notwithstanding the existence of a certificate of compliance, the Department may require abatement of lead-based paint hazards and remediation of other lead poisoning hazards identified at a residential housing unit that is occupied or regularly visited by a child less than six years old who has confirmed lead poisoning when:

- (1) a visual inspection reveals that the owner or

managing agent has failed to continue to comply with the maintenance standard; or

- (2) the blood lead level of a child with confirmed lead poisoning increases on two consecutive blood tests within a six-month period.

(b) When compliance with the maintenance standard is used to meet remediation requirements, maintenance standard activities must be conducted in accordance with an approved remediation plan in accordance with G.S. 130A-131.9C. The remediation plan must address all lead poisoning hazards identified on interior and exterior surfaces including floors, walls, ceilings, windows, porches, decks, garages, railings, steps, and bare soil.

(c) Abandonment of a residential housing unit or a child-occupied facility is an acceptable method of remediation. A remediation plan of abandonment shall contain a statement that the owner or managing agent agrees to submit a modified remediation plan to the Department at least 14 days before the abandoned unit or facility is reoccupied if the property will be used as a residential housing unit or a child-occupied facility. The lead-based paint hazards must be abated and other lead poisoning hazards must be remediated in accordance with an approved remediation plan. Nothing in this Rule shall be construed as authorizing an owner or managing agent to evict an occupant of a residential housing unit in violation of G.S. 42.

(d) Demolition of a residential housing unit or a child-occupied facility is an acceptable method of remediation. The remediation plan shall indicate containment measures for lead-contaminated dust and soil, and storage and disposal methods for lead-contaminated construction debris. The owner or managing agent must notify the Department and the occupants of any adjacent unit or facility of the dates of demolition at least three days prior to commencement of demolition.

*History Note: Authority G.S. 130A-131.5; 130A-131.7; 130A-131.8; 130A-131.9A; 130A-131.9B; 130A-131.9C; 130A-131.9D; 130A-131.9E;*

*Eff. January 1, 1995;*

*Amended Eff. September 1, 1996;*

*Temporary Amendment Eff. November 21, 1997;*

*Amended Eff. April 1, 1999.*

**.3107 MAINTENANCE STANDARD**

(a) Property owners and managing agents shall use safe work practices to repair and repaint deteriorated paint on interior surfaces of a residential housing unit and to correct the cause of deterioration including structural conditions causing water infiltration, interior moisture, and poor paint adhesion. For pre-1950 single family and duplex residential housing units, property owners and managing agents shall repair and repaint both interior and exterior surfaces including all walls, ceilings, windows, porches, decks, garages, railings, and steps, and shall correct the causes of deterioration. In addition, for pre-1950 single family and duplex residential housing units, property owners and managing agents shall establish and maintain a vegetative cover in areas of bare soil within three feet of the residential housing unit.

(b) Property owners and managing agents shall conduct specialized cleaning on interior horizontal surfaces to remove dust that may contain lead.

(c) Property owners and managing agents shall correct conditions in which painted surfaces are rubbing, binding, or being damaged to protect the integrity of the paint and to prevent the generation of lead dust.

(d) Subject to the occupant's approval, property owners and managing agents shall steam shampoo carpets or use other specialized cleaning methods to remove dust that may contain lead.

(e) Property owners and managing agents shall provide smooth and cleanable interior horizontal surfaces by recoating deteriorated hardwood floors with a durable coating, replacing or recovering worn-out linoleum floors, making interior window sills smooth and cleanable, capping window troughs with vinyl or aluminum coil stock, and providing drainage from storm window frames.

(f) Property owners and managing agents shall provide occupants with the Environmental Protection Agency-developed pamphlet "Protect Your Family from Lead in Your Home", any summaries of reports prepared by a certified lead inspector or a certified lead risk assessor on lead-based paint hazards, an educational pamphlet developed by the Department describing the maintenance standard and the effects of compliance on the owner, and information related to previous certificates of compliance issued.

*History Note: Authority G.S. 130A-131.5; 130A-131.7; 130A-131.9D; 130A-131.9E; 130A-131.9F; 130A-131.9G; Temporary Adoption Eff. November 21, 1997; Eff. April 1, 1999.*

**.3110 MONITORING**

(a) The Department shall monitor the validity of information submitted by owners who seek certificates of compliance with the maintenance standard.

(b) Monitoring activities shall include a review of application materials submitted and may include on-site compliance monitoring to verify the accuracy and adequacy of the information provided.

(c) The Department shall design and implement a plan to conduct visual inspections of up to 50% of the residential housing units for which applications are submitted for certificates of compliance with the maintenance standard.

(d) For residential housing units subject to abatement and remediation requirements in which children less than six years of age have resided in or regularly visited within the past year, the Department shall conduct visual inspections and residual lead dust monitoring to verify continued compliance with the maintenance standard annually and at any other time the Department deems necessary to carry out the provisions of G.S. 130A-131.7 or these Rules.

*History Note: Authority G.S. 130A-131.5; 130A-131.7; 130A-131.8; 130A-131.9A-G; Temporary Adoption Eff. November 21, 1997; Eff. April 1, 1999.*

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**TITLE 21 - OCCUPATIONAL LICENSING  
BOARDS**

**CHAPTER 14 - BOARD OF COSMETIC  
ART EXAMINERS**

**SUBCHAPTER 14A - DEPARTMENTAL RULES**

**SECTION .0100 - ORGANIZATIONAL RULES**

**.0104 ADDRESS**

The address for the board is 1201-110 Front Street, Raleigh, North Carolina 27609.

*History Note: Authority G.S. 88-23;*

*Eff. February 1, 1976;*

*Amended Eff. August 1, 1998; December 6, 1991; January 1, 1989; April 1, 1988.*

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**TITLE 26 - OFFICE OF ADMINISTRATIVE  
HEARINGS**

**CHAPTER 4 - CIVIL RIGHTS DIVISION**

**SECTION .0200 - POLITICAL DISCRIMINATION  
COMPLAINTS**

**.0202 CONTENT AND FILING PROCEDURES**

(a) Forms for filing political discrimination complaints may be obtained from the Civil Rights Division, PO Drawer 27447, Raleigh, NC 27611-7447 or 919-733-0431. Any person wishing to file a complaint of alleged political discrimination shall address the complaint to:

Director of Civil Rights Division  
PO Drawer 27447  
Raleigh, NC 27611-7447

(b) The complainant may file a political discrimination complaint and related documents by facsimile (fax) transmission during regular office hours. The faxed complaints and documents shall be deemed a "filing" within the meaning of 26 NCAC 4 .0201(3) provided the original complaint or documents are received by the Civil Rights Division within five business days following the faxed transmission.

(c) The complaint shall include the following information:

- (1) Full name, address and telephone number (work and home) of person making the complaint;
- (2) Full name, address and telephone number of the agency against whom the complaint is made (the respondent);
- (3) The basis of the complaint (hiring or promotion);
- (4) The date the alleged discrimination occurred;
- (5) The name(s) of the individual(s) hired or promoted;
- (6) A statement disclosing the particulars of the

- employment decision;
- (7) The signature of the person making the complaint;  
and
  - (8) The date the complainant signed the complaint.

*History Note: Authority G.S. 7A-751: 126-14.4;  
Temporary Adoption Eff. January 1, 1998;  
Eff. August 1, 1998;  
Amended Eff. August 1, 1998.*

This Section contains the agenda for the next meeting of the Rules Review Commission on Thursday, November 19, 1998, 10:00 a.m., at 1307 Glenwood Ave., Assembly Room, Raleigh, NC. Anyone wishing to submit written comment on any rule before the Commission should submit those comments to the RRC staff, the agency, and the individual Commissioners by Monday, November 16, 1998, at 5:00 p.m. Specific instructions and addresses may be obtained from the Rules Review Commission at 919-733-2721. Anyone wishing to address the Commission should notify the RRC staff and the agency at least 24 hours prior to the meeting.

RULES REVIEW COMMISSION MEMBERS

Appointed by Senate

Teresa L. Smallwood, Vice Chairman  
Jim Funderburke  
Vernice B. Howard  
Philip O. Redwine  
David Twiddy

Appointed by House

Paul Powell, Chairman  
Anita White, 2<sup>nd</sup> Vice Chairman  
Mark Garside  
Steve Rader  
George Robinson

RULES REVIEW COMMISSION MEETING DATES

November 19, 1998  
December 17, 1998

January 21, 1999

RULES REVIEW COMMISSION

September 17, 1998  
MINUTES

The Rules Review Commission met on September 17, 1998, in the Assembly Room of the Methodist Building, 1307 Glenwood Avenue, Raleigh, North Carolina. Commissioners in attendance were Chairman Paul Powell, Teresa L. Smallwood, Stephen P. Rader, George S. Robinson, David R. Twiddy, Vernice B. Howard, Jim R. Funderburk, Anita A. White, and Mark P. Garside.

Staff members present were: Joseph J. DeLuca, Staff Director; Bobby Bryan, Rules Review Specialist; and Sandy Webster.

The following people attended:

- |                 |                                     |
|-----------------|-------------------------------------|
| Valerie Chaffin | Hunton & Williams                   |
| Bud McCarty     | DENR/Hazardous Waste                |
| Jill Burton     | DENR/Hazardous Waste                |
| Linda Culpepper | DENR/Hazardous Waste                |
| Bill Breeze     | N C Medical Board/Athletic Trainers |
| Emily Lee       | Transportation                      |
| Dedra Alston    | DENR                                |
| Dee Williams    | Cosmetic Art Examiners              |
| Jackie Sheppard | DHHS/DFS                            |
| Mark Sisak      | State Budget                        |
| Jessica Gill    | DENR/DCM                            |
| Jennie Dorsett  | Athletic Trainers                   |

APPROVAL OF MINUTES

The meeting was called to order at 10:02 a.m. with Chairman Powell presiding. He asked for any discussion, comments, or corrections concerning the minutes of the August 20, 1998 meeting. There being none, the minutes were approved.

LOG OF FILINGS

Chairman Powell presided over the review of the log and all rules were unanimously approved with the following exceptions:

12 NCAC 11 .0501: JUSTICE/NC Alarm Systems Licensing Board – The Commission objected to this rule due to lack of necessity. There are no requirements or authorizations in .0501 and it is thus unnecessary.

12 NCAC 11 .0502: JUSTICE/NC Alarm Systems Licensing Board – The Commission objected to this rule due to lack of necessity. The term "accredited sponsor" is not used in these rules so the definition in .0502 is unnecessary.

12 NCAC 11 .0504: JUSTICE/NC Alarm Systems Licensing Board – The Commission objected to this rule due to lack of statutory authority and ambiguity. There is no authority cited for the board to set occupational qualifications for instructors, thus there is no authority to inquire into the qualifications in .0504(a)(4) or determine their competency in (b)(2). It is also not clear what would constitute competency. In .0504(c), it is not clear what standards the full board will use in determining if a course will be sanctioned.

12 NCAC 11 .0505: JUSTICE/NC Alarm Systems Licensing Board – The Commission objected to this rule due to ambiguity. In .0505, it is not clear what standards the board will use in determining if out of state courses will be sanctioned.

14A NCAC 7 .0313: DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY - The Commission objected to this rule due to ambiguity. It is not clear what standards the Governor's Crime Commission is to use in determining matching fund ratios.

15A NCAC 7H .1705: DENR Coastal Resources Commission - The Commission objected to this rule due to ambiguity. In (c)(1)(C), it is not clear what standards will be used in allowing dredging for fill material to protect highways or other structures of public interest. It is also not clear what is meant by "structures of public interest." This objection applies to existing language in the rule.

15A NCAC 13B .1624: DENR Commission for Health Services - The Commission objected to this rule due to ambiguity. In (b)(1)(A), it is not clear what will make a model "acceptable to the Division." In (b)(1)(A)(iv), it is not clear what will make a "two-phase modeling approach" be acceptable to the Division. In (b)(4), it is not clear what standards the Division will use in approving materials for separation materials. In (b)(7), it is not clear what constitutes "adequately specified." In (b)(7)(A), it is not clear what constitutes "adequately free of organic material." It is also not clear when a "select fill" will be approved by the Division. In (b)(7)(B)(i), it is not clear what standards the Division will use in approving grading plans and specifications. In (b)(7)(C)(i), it is not clear what standards the Division will use in approving engineering plans. In (b)(7)(C)(iii), it is not clear what standards the Division will use in approving plans. In (b)(8)(B)(i), it is not clear what standards the Division will use in approving an alternative "in situ test." In (b)(8)(B)(v), it is not clear what constitutes adequate protection from environmental degradation. In (b)(8)(C)(ii), it is not clear what standards the Division will use in approving tests. In (b)(9)(B)(ii), it is not clear what standards the Division will use in approving placing materials on top of the GCL. In (iii), it is not clear what standards the Division will use in approving removing, repairing, and replacing material. In (b)(9)(C)(i), it is not clear what standards the Division will use in approving geosynthetic clay installation. In (ii), it is not clear what standards will be used in approving the placement of materials. In (v), it is not clear what standards will be used in approving retesting. In (v)(III), it is not clear what standards the Division will use in approving engineering plans. In (b)(10)(C), it is not clear what standards will be used in approving retesting. In (b)(11)(B)(i), it is not clear what standards will be used in approving the installation of leachate collection piping. In (b)(11)(C), it is not clear what standards will be used in approving retesting. In (b)(12)(B)(i), it is not clear what standards the Division will use in approving placement of drainage layer material. In (b)(12)(C), it is not clear what standards will be used in approving retesting. In (b)(13)(B), it is not clear what standards will be used in approving the installation of filter layers. In (b)(13)(C), it is not clear what standards will be used in approving retesting. This objection applies to existing language in the rule.

19A NCAC 2D .0816: TRANSPORTATION Division of Highways - The Commission objected to this rule due to lack of statutory authority. There is no authority for the Department to disqualify a contractor from bidding because of the recruitment of department employees for employment as the rule does in (a)(6).

#### DIRECTOR'S REPORT

Commissioner Funderburk made a motion that the election of officers be postponed until November and reviewed again at that time if new Commissioners have not been appointed. Commissioner Rader seconded the motion, although he did note that elections could be held if the new commissioners were in place. The vote was unanimous. The meeting next month is a change from the third Thursday to the fourth Thursday. A proposed budget is being prepared for 1999-2000. Our lease should remain the same for at least next year.



**COMMISSION PROCEDURES AND OTHER MATTERS**

The next meeting will be on October 22, 1998.

The meeting adjourned at 10:38 a.m.

Respectfully submitted,  
Sandy Webster

*This Section contains the full text of some of the more significant Administrative Law Judge decisions along with an index to all recent contested cases decisions which are filed under North Carolina's Administrative Procedure Act. Copies of the decisions listed in the index and not published are available upon request for a minimal charge by contacting the Office of Administrative Hearings, (919) 733-2698. Also, the Contested Case Decisions are available on the Internet at the following address: <http://www.state.nc.us/OAH/hearings/decision/caseindex.htm>.*

**OFFICE OF ADMINISTRATIVE HEARINGS**

*Chief Administrative Law Judge*  
JULIAN MANN, III

*Senior Administrative Law Judge*  
FRED G. MORRISON JR.

**ADMINISTRATIVE LAW JUDGES**

Brenda B. Becton  
Sammie Chess Jr.  
Beecher R. Gray  
Melissa Owens

Meg Scott Phipps  
Robert Roosevelt Reilly Jr.  
Dolores O. Smith

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
<b>ALCOHOLIC BEVERAGE CONTROL COMMISSION</b>				
Alcoholic Beverage Control Commission v Kenneth Jerome	97 ABC 1205	Phipps	07/23/98	
Alcoholic Beverage Control Commission v Jesse Jacob Joyner, Jr	97 ABC 1438	Phipps	06/19/98	
Alcoholic Beverage Control Commission v Trade Oil Company, Inc	98 ABC 0033	Reilly	08/21/98	
Alcoholic Beverage Control Comm v Partnership T/A C & J's Shipwreck	98 ABC 0296	Morrison	08/19/98	
Alcoholic Beverage Control Commission v Axis Entertainment	98 ABC 0357*	Reilly	07/02/98	
Sokha Huor Ramadneh v Alcoholic Beverage Control Commission	98 ABC 0382	Smith	06/30/98	13 03 NCR 350
Alcoholic Beverage Control Commission v Delores Williams Alnaqib	98 ABC 0392	Chess	07/30/98	
Alcoholic Beverage Control Commission v Axis Entertainment	98 ABC 0401*	Reilly	07/02/98	
Alcoholic Beverage Control Commission v James Aubrey Stephenson	98 ABC 0494	Chess	09/01/98	
Alcoholic Beverage Control Commission v Bridgette Dee Williams	98 ABC 0501	Reilly	08/11/98	
Alcoholic Beverage Control Commission v Robert Lee, Inc	98 ABC 0518	Gray	08/11/98	
Alcoholic Beverage Control Comm v Partnership, T/A Variety Pic Up #21	98 ABC 0714	Morrison	10/09/98	
Tarus Jackson v Alcoholic Beverage Control Commission	98 ABC 0768	Smith	07/13/98	
<b>BOARD OF CONTRACTORS</b>				
Heritage Pointe Builders, Inc & Patrick Hannon v Bd of Contractors	97 LBC 0243	Phipps	08/17/98	
<b>CRIME CONTROL AND PUBLIC SAFETY</b>				
Loretta Battle v Crime Victims Compensation Commission	97 CPS 0654	Gray	08/10/98	
Cynthia Austin v Crime Victims Compensation Commission	97 CPS 1499	Reilly	08/12/98	13 05 NCR 533
Marcella Skaggs v Crime Victims Compensation Commission	98 CPS 0065	Owens	06/05/98	
Talmadge E. McHenry v Crime Victims Compensation Commission	98 CPS 0116	Gray	06/24/98	
Linda Caldwell Wiggins v Crime Victims Compensation Commission	98 CPS 0153	Chess	08/27/98	
Kenneth T Lytle v Crime Victims Compensation Commission	98 CPS 0176	Reilly	07/06/98	
Shirley Henryhand v Crime Victims Compensation Commission	98 CPS 0263	Morrison	08/11/98	
Brenda Jean Thomas v Crime Victims Compensation Commission	98 CPS 0314	Morrison	08/11/98	
Tareyton L. Johnson v Crime Victims Compensation Commission	98 CPS 0327	Reilly	09/02/98	
Mia Thompson-Clark v Crime Victims Compensation Commission	98 CPS 0349	Chess	05/14/98	
Faye E. Powell v Crime Victims Compensation Commission	98 CPS 0808	Owens	08/28/98	
Shirley P. Chen v Crime Victims Compensation Commission	98 CPS 1015	Phipps	09/17/98	
<b>ENVIRONMENT AND NATURAL RESOURCES</b>				
Ladane Williamson and Odell Decarol Williamson v DENR	96 EHR 1926	Gray	09/01/98	13 07 NCR 609
Ieresa Helim v Department of Environment and Natural Resources	97 EHR 0409	Morrison	07/29/98	
Ronald Prater v Department of Environment and Natural Resources	97 EHR 0451	Reilly	07/02/98	

**CONTESTED CASE DECISIONS**

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
James F. Smith v. Department of Environment and Natural Resources	97 EHR 1365	Chess	07/17/98	
Hickory Alliance v. Department of Environment and Natural Resources and Godfrey Lumber Company, Inc	97 EHR 1607	Reilly	07/17/98	
John M. Silvia v. Department of Environment and Natural Resources	97 EHR 1646	Chess	06/03/98	
Godfrey Lumber Company, Inc v. Dept./Environment & Natural Resources and Hickory Alliance	97 EHR 1676	Reilly	07/17/98	
Gregory B. Jackson; Brenda R. Jackson v. Greene Cty. Hlth Dept., ENR	98 EHR 0042	Reilly	07/02/98	
Robert G. Goff, Sr v. Department of Environment and Natural Resources	98 EHR 0072*2	Gray	06/25/98	
Scotland Water, Cedar Circle v. Environment and Natural Resources	98 EHR 0236	Smith	06/09/98	
Eric Glenn Harrison v. Environment and Natural Resources	98 EHR 0373	Reilly	08/28/98	
Robert G. Goff, Sr v. Department of Environment and Natural Resources	98 EHR 0448*2	Gray	06/25/98	
<b>Division of Coastal Management</b>				
Preston Warren v. Division of Coastal Management, Wilmington, NC	98 EHR 0177	Phipps	10/05/98	
<b>Division of Environmental Health</b>				
Gerald P. Sigal v. DENR, Division of Environmental Health	98 EHR 0051	Smith	10/02/98	
<b>Division of Environmental Management</b>				
Save Our Rivers, Inc., et al v. Town of Highlands, EHNR, Env. Mgmt., William W. Cobey, Jr., Secretary	91 EHR 0377	Gray	07/30/98	
US Dept. of the Interior Nat'l. Park Svce. v. Environmental Mgmt. Comm	98 EHR 0410	Smith	08/20/98	13:06 NCR 578
<b>Division of Marine Fisheries</b>				
Lady LaShanda Melvin Bryant v. EHNR, Division of Marine Fisheries	97 EHR 1459	Gray	07/20/98	
Gerald Moore, et al. v. DENR, Division of Marine Fisheries	98 EHR 0322	Owens	10/08/98	13:09 NCR 796
<b>Division of Solid Waste Management</b>				
Steve Aldridge, et al v. DENR, Division of Solid Waste Management	98 EHR 0665	Chess	09/09/98	13:07 NCR 617
<b>Division of Water Quality</b>				
Raymond L. Martin v. DENR, Division of Water Quality	98 EHR 0590	Gray	09/21/98	
Worsley Oil Companies, Inc v. DENR, DWQ, Groundwater Section	98 EHR 0735	Chess	08/24/98	
Silver Bullet, Inc v. DENR, Division of Water Quality	98 EHR 0931	Chess	08/20/98	
<b>HEALTH AND HUMAN SERVICES</b>				
Stanley C. Ochulo v. Off./Administrative Hearings, Mr. R. Marcus Lodge	98 DHR 0021	Reilly	06/24/98	
Oliver C. Johnson, Hazel T. Johnson v. Health and Human Services	98 DHR 0090	Gray	07/08/98	
Louise Streater v. Health and Human Services	98 DHR 0196	Gray	06/03/98	
Richard E. Lawrence, Rebecca A. Lawrence v. Health and Human Services	98 DHR 0209	Phipps	07/15/98	
John David Brinson v. Department of Human Resources	98 DHR 0369	Owens	08/17/98	
Stephanie Wade v. Department of Health and Human Services	98 DHR 0666	Reilly	08/19/98	
Carolyn L. Freeman v. Department of Human Resources	98 DHR 0721	Gray	08/05/98	
Otis L. Mack, Jr. v. Office of Administrative Hearings	98 DHR 0729	Phipps	09/09/98	
Christopher Germano, Lee Germano v. Department of Health	98 DHR 0780	Owens	07/28/98	
<b>Division of Child Development</b>				
Dulatown Presbyterian Children's Ctr. v. DHHS, Child Development	98 DHR 0654	Gray	08/06/98	
Cassandra Myers v. Division of Child Development	98 DHR 0948	Owens	09/03/98	
Dulatown Presbyterian Children Ctr v. DHR, Child Development	98 DHR 1112	Morrison	10/16/98	
Dora's Child Development Center v. Mecklenburg Cty. DSS, and DHR	98 DHR 1184	Phipps	09/25/98	
<b>Division of Facility Services</b>				
Pearlie W. Lawson v. DHHS, Facility Svcs., Health Care Personnel Reg	97 DHR 1034	Becton	07/30/98	
Annie K. Morgan v. Health & Human Services, Facility Services	97 DHR 1046**	Phipps	07/23/98	
Mooresville Hospital Mgmt. Associates, Inc d/b/a Lake Norman Regional Medical Center v. DHR, Facility Services, Certificate of Need Section and Autumn Corporation and McKinley V. Jurney	97 DHR 1209	Reilly	06/23/98	
Warren Moore & Catherine Moore v. DHR, Div. of Facility Services	97 DHR 1279	Mann	09/08/98	
Constellation Health Services, Inc and Constellation Senior Services, Inc v. DHR, Facility Services, Group Care Licensure Section and Diversified Health Group, L.L.C. and The Innovative Health Group, Inc	97 DHR 1529	Gray	06/24/98	
Dialysis Care of NC, LLC, d/b/a Dialysis Care of Rowan County v. DHR, Division of Facility Services, Certificate of Need Section v. Biomedical Applications of NC, Inc d/b/a BMA of Kannapolis d/b/a Metrolina Kidney Center of Kannapolis (Lessee) and Metrolina Nephrology Associates, P.A. (Lessor)	97 DHR 1588	Phipps	08/31/98	
Robin Annette Reavis v. Health and Human Svcs., Div. of Facility Svcs	97 DHR 1672	Reilly	08/12/98	
Jennifer Blofeld v. DHHS, Facility Svcs., Health Care Personnel Registry	98 DHR 0096	Gray	08/21/98	
Sunlite Retirement Home, Winnie Jane Johnson v. DHR, Facility Services	98 DHR 0124	Phipps	06/11/98	

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<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Helen Shokoti v Health and Human Services, Div. of Facility Services	98 DHR 0173	Chess	08/26/98	
Ann Davis Rest Home v Group Care Licensure Section	98 DHR 0197	Phipps	06/23/98	
Diane Lingard v DHR, Facility Svcs. Health Care Personnel Reg	98 DHR 0214	Becton	06/22/98	
Kimberly Annette Smith Hull v DHHS, Division of Facility Services	98 DHR 0239	Phipps	06/23/98	
Deborah Ann Holt v DHHS, Division of Facility Services	98 DHR 0348	Phipps	06/22/98	
Terri Michelle Tyler v Health & Human Svcs. Div. of Facility Services	98 DHR 0458	Gray	08/21/98	
Doris Jones Holmes v DHHS, Facility Svcs. Health Care Personnel Reg	98 DHR 0463	Gray	08/21/98	
Annie K. Morgan v Health & Human Services, Facility Services	98 DHR 0496*	Phipps	07/23/98	
Johnnie E. Williams v DHHS, Division of Facility Services	98 DHR 0639	Reilly	07/02/98	
Tracey Deirde Galloway v DHHS, Facility Svcs., Health Care Per. Reg.	98 DHR 0824	Gray	09/24/98	
Rose Marie Hadley v DHHS, Division of Facility Services	98 DHR 0970	Smith	10/08/98	
<i>Division of Medical Assistance</i>				
Charlotte-Mecklenburg Hospital Authority, d/b/a Carolinas Medical Ctr. and Harry Mahannah, M.D. v DHHS, Division of Medical Assistance	97 DHR 0621	Smith	07/08/98	
<i>Division of Social Services</i>				
William & Crystal Steakley v DHHS, Division of Social Services	98 DHR 0076	Gray	07/20/98	
Raji Abdus-Salaam v Department of Human Resources, DSS-DCA	98 DHR 0771	Owens	07/30/98	
<i>Child Support Enforcement Section</i>				
Robert H. Black v Guilford County Child Support Enforcement	96 CRA 1548	Mann	10/09/98	
Dorman E. Drake v Department of Human Resources	96 CRA 1717	Smith	08/25/98	
Robert Alan Davis v Department of Human Resources	96 CRA 1781*	Phipps	08/20/98	
Michael W. White v Department of Human Resources	96 CRA 1784	Gray	09/25/98	
Troy R. Emmons, Jr. v Department of Human Resources	96 CRA 1798	Reilly	08/25/98	
Marvin A. Pike v Department of Human Resources	96 CRA 1814	Chess	09/24/98	
Mary Putnam Avery v DSS, Durham County Child Support Enforcement	96 CRA 1849	Morrison	09/01/98	
Gilbert G. Gray v Department of Human Resources	96 CRA 1858	Morrison	10/08/98	
Dale W. Hutchinson v Department of Human Resources	96 CRA 1981	Mann	08/26/98	
Joe A. Lynch v Department of Human Resources	97 CRA 0045	Phipps	10/09/98	
Mark Owens Frink v Department of Human Resources	97 CRA 1524	Mann	10/09/98	
Jeffery Lee Graves v Department of Human Resources	98 CRA 0137	Becton	06/23/98	
Donald L. Carr, Jr. v Department of Human Resources	98 CRA 0545	Reilly	06/08/98	
Marvin Diggs v Department of Human Resources	98 CRA 0588	Reilly	06/24/98	
Michael Patrick Dyme v Department of Health & Human Services	98 CRA 0787	Gray	09/17/98	
Dennis Lee McNeill v Department of Human Resources	96 CSE 1305	Gray	06/22/98	
Byron O. Ashby II v Department of Human Resources	96 CSE 1435	Mann	07/15/98	
Hubert L. Morrison v Department of Human Resources	96 CSE 1649	Reilly	08/12/98	
Robert Alan Davis v Department of Human Resources	96 CSE 1780*	Phipps	08/20/98	
Darryl C. Thompson v Department of Health & Human Services	96 CSE 1854* <sup>13</sup>	Chess	09/01/98	
Darryl C. Thompson v Department of Health & Human Services	96 CSE 1902* <sup>13</sup>	Chess	09/01/98	
Michael Anthony Hill v Department of Human Resources	96 CSE 2028	Mann	08/26/98	
Michael A. Wilder v Department of Human Resources	97 CSE 1301	Chess	07/17/98	
Billy Anthony Jr. v Department of Human Resources	97 CSE 1393	Reilly	06/24/98	
Alton D. Bagley v Department of Human Resources	97 CSE 1424	Chess	06/02/98	
Bernel B. Berry, Jr. v Department of Human Resources	97 CSE 1435	Smith	06/12/98	
Darryl Simpkins v Department of Health & Human Services	97 CSE 1436	Chess	08/11/98	
Anthony Montgomery v Department of Human Resources	97 CSE 1442	Phipps	06/17/98	
Joseph Gerard McPhillips v Department of Human Resources	97 CSE 1467	Mann	10/09/98	
Terry Letterman v Department of Human Resources	97 CSE 1492	Smith	06/22/98	
William E. Mines v Department of Human Resources	97 CSE 1527	Mann	09/08/98	
Annette Chipman v Department of Human Resources	97 CSE 1545	Phipps	07/23/98	
Paul J. Mobley, Jr. v Department of Human Resources	97 CSE 1568	Phipps	06/17/98	
Robert A. Sherer v Department of Human Resources	97 CSE 1605	Mann	07/15/98	
Gregory Andre Brown v Department of Health & Human Services	97 CSE 1656	Gray	08/27/98	
Rodger Hazen II v Department of Human Resources	97 CSE 1666	Chess	07/17/98	
Wade A. Burgess v Department of Human Resources	98 CSE 0071	Morrison	06/12/98	
Robert L. Robinson v Department of Human Resources	98 CSE 0130	Reilly	07/15/98	
Jamie A. Hurtt v Department of Health & Human Services	98 CSE 0307	Morrison	07/06/98	
Renardo Jenkins v Department of Human Resources	98 CSE 0310	Smith	06/23/98	
Anthony Love v Department of Human Resources	98 CSE 0312	Phipps	06/23/98	
Steven Kent Gold v Department of Human Resources	98 CSE 0333	Morrison	07/01/98	
Leroy J. Poole v Department of Human Resources	98 CSE 0375	Reilly	07/02/98	
Hoyal A. McLean v Department of Health & Human Services	98 CSE 0420	Smith	07/29/98	
Michael Bernard Hill v Department of Health & Human Services	98 CSE 0421	Becton	07/15/98	
Charlie Ratliff Jr. v Department of Health & Human Services	98 CSE 0449	Mann	07/15/98	
Bobby D. Cook v Department of Health & Human Services	98 CSE 0483	Reilly	10/06/98	
John B. Hall v Department of Human Resources	98 CSE 0506	Chess	07/20/98	
Derrick A. Brinton v Department of Human Resources	98 CSE 0555	Smith	08/07/98	
Tabatha D. Pate v Department of Human Resources	98 CSE 0556	Becton	06/23/98	
Amanda F. Blount v Department of Human Resources	98 CSE 0560	Chess	07/29/98	
Gregory Carty (IV #1564206) v Department of Human Resources	98 CSE 0561* <sup>14</sup>	Phipps	09/23/98	
Gregory Carty (IV #1564166) v Department of Human Resources	98 CSE 0562* <sup>14</sup>	Phipps	09/23/98	

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<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
John L. Bullard v. Department of Human Resources	98 CSE 0569	Morrison	08/06/98	
Frank A. Cotton v. Department of Human Resources	98 CSE 0578	Gray	10/08/98	
Charlie Gray Hunt Jr. v. Department of Human Resources	98 CSE 0607	Smith	06/22/98	
Willie R. Cruse v. Department of Health & Human Services	98 CSE 0653	Mann	08/26/98	
Thomas H. Lotze, Jr. v. Department of Health & Human Services	98 CSE 0658	Phipps	08/31/98	
Robert L. Williams v. Department of Human Resources	98 CSE 0682	Smith	06/22/98	
Patrick Bass v. Department of Health & Human Services	98 CSE 0689	Owens	09/18/98	
Tawanna Wheeler v. Department of Health & Human Services	98 CSE 0691	Owens	10/09/98	
Timothy Kinney v. Department of Health & Human Services	98 CSE 0728	Smith	09/17/98	
Teresa L. Galloway v. Department of Health & Human Services	98 CSE 0769	Becton	07/30/98	
Michael A. Looper v. Department of Health & Human Services	98 CSE 0783	Chess	09/08/98	
Kenneth E. Strickland v. Department of Health & Human Services	98 CSE 0817	Mann	09/08/98	
Hoyt H. Bunt Jr. v. Department of Health & Human Services	98 CSE 0818	Morrison	09/15/98	
Vernon Reginald Pinkney v. Department of Health & Human Services	98 CSE 0833	Owens	07/29/98	
Elijah G. Deans v. Department of Health & Human Services	98 CSE 0867	Phipps	07/20/98	
James Howard Alexander v. Department of Health & Human Services	98 CSE 0869	Reilly	08/06/98	
Lee J. Coggins v. Department of Human Resources	98 CSE 0894	Smith	08/20/98	
Mark J. Houlbrook v. Department of Health & Human Services	98 CSE 0949	Smith	09/08/98	
Henry A. Harriel, Jr. v. Department of Health & Human Services	98 CSE 0975	Chess	09/01/98	
Denitra Jeffries v. Department of Health & Human Services	98 CSE 1036	Morrison	09/15/98	
Bryan L. Barksdale v. Department of Health & Human Services	98 CSE 1052	Morrison	10/09/98	
Karen Mitchell v. Department of Human Resources	98 CSE 1095	Reilly	10/06/98	
Vickie E. Lane v. Michael L. Adams, Department of Human Resources	96 DCS 2105	Gray	07/08/98	
Rachel D. Farmer v. Department of Health & Human Services	97 DCS 0251	Phipps	08/31/98	
Janice Scott Padgett (Fisher) v. Department of Human Resources	97 DCS 1219	Smith	07/29/98	
Barbara Fanta-Blandine v. Department of Human Resources	97 DCS 1486	Morrison	06/22/98	
Sharon Brim v. Department of Health & Human Services	97 DCS 1574	Gray	08/04/98	
Terita M. Sharpe v. Department of Human Resources	98 DCS 0468	Morrison	06/09/98	
Ruth McFadden v. Department of Human Resources	98 DCS 0675	Reilly	07/15/98	
<i>Division of Women's and Children's Health</i>				
Khamis A. Sirhan v. DHHS, Women's/Children's Health, Nutrition Svcs	98 DHR 0219	Reilly	08/11/98	
Joseph A. Nawas v. DHHS, Women's/Children's Health, Nutrition Svcs	98 DHR 0637	Phipps	07/02/98	
<b>JUSTICE</b>				
James Todd Tippet v. NC Company Police Program	97 DOJ 1368	Phipps	09/10/98	
<i>Alarm Systems Licensing Board</i>				
Claude David Huggins v. Alarm Systems Licensing Board	98 DOJ 0871	Morrison	07/09/98	
<i>Auctioneer Licensing Board</i>				
Wiley R. Tyndall v. Auctioneer Licensing Board	97 DOJ 1236	Phipps	07/24/98	
<i>Education and Training Standards Division</i>				
Thomas Dwayne Brown v. Sheriffs' Education & Training Standards Comm	97 DOJ 1319	Phipps	07/29/98	
Kenneth Joseph Jackson v. Sheriffs' Education & Training Standards Comm	97 DOJ 1578**	Gray	08/20/98	
Odis Fitzgerald Darden v. Sheriffs' Education & Training Standards Comm	97 DOJ 1698	Reilly	06/12/98	
Hoyle Kenneth Wise, Jr. v. Sheriffs' Education & Training Standards Comm	98 DOJ 0022	Smith	07/14/98	
Hearl Oxendine v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0121	Smith	06/22/98	
James Farrell Roberts v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0147	Smith	07/16/98	
Phillip Keith McPherson v. Sheriffs' Education & Training Standards Comm	98 DOJ 0388	Reilly	07/24/98	
Daryl LaMar Bryant v. Sheriffs' Education & Training Standards Comm	98 DOJ 0430	Gray	07/21/98	
Harold F. Esters v. Sheriffs' Education & Training Standards Comm.	98 DOJ 0431	Gray	08/21/98	
William Scott Key v. Sheriffs' Education & Training Standards Comm	98 DOJ 0432	Becton	06/08/98	
Cecil W. Duke, Jr. v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0479	Chess	10/07/98	
Amado Martinez v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0526	Morrison	09/09/98	
Johnny Wayne Wills v. Criminal Justice Education & Training Stds. Comm	98 DOJ 0574	Chess	07/30/98	
James E. Ellerbe v. Sheriffs' Education & Training Standards Comm.	98 DOJ 0600	Morrison	08/07/98	
Paul Harvey Taylor v. DOJ, Criminal Justice Ed. & Training Stds. Comm	98 DOJ 0841	Phipps	09/16/98	
Kenneth Joseph Jackson v. Sheriffs' Education & Training Standards Comm	98 DOJ 0847**	Gray	08/20/98	
Robert Ryan Hardison v. Sheriffs' Education & Training Standards Comm	98 DOJ 0878	Phipps	09/08/98	
Tracey Jerome Clark v. Sheriffs' Education & Training Standards Comm	98 DOJ 0879	Owens	08/31/98	
Kevin Lamar Dorsey v. Sheriffs' Education & Training Standards Comm	98 DOJ 0930	Phipps	09/22/98	
Willoughby McCormick, Jr. v. Sheriffs' Ed. & Training Standards Comm	98 DOJ 1007	Reilly	10/13/98	
<i>Private Protective Services Board</i>				
Claims Verification, Inc. v. Private Protective Services Board	98 DOJ 0848	Smith	08/04/98	
Walter R. Shirer v. Private Protective Services Board	98 DOJ 0937	Morrison	09/17/98	
Stacey L. Williams v. Private Protective Services Board	98 DOJ 0938	Morrison	08/18/98	
Eugene Norman Garrett v. Private Protective Services Board	98 DOJ 0939	Morrison	08/18/98	
Danny Charles Garrett v. Private Protective Services Board	98 DOJ 1081	Morrison	09/17/98	
Alfred D. Malson v. Private Protective Services Board	98 DOJ 1141	Morrison	09/29/98	
Melvin Eugene Davis v. Private Protective Services Board	98 DOJ 1145	Morrison	09/22/98	

**CONTESTED CASE DECISIONS**

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
<b>BOARD OF MEDICAL EXAMINERS</b>				
Joe D Crawford, MD v Medical Bd of NC Bd of Medical Examiners	98 BME 0870	Owens	07/30/98	
<b>PUBLIC INSTRUCTION</b>				
George & Ruth Sinclair for Adam Sinclair v Wake County Schools (Special Education Services)	97 EDC 1233	Phipps	08/11/98	
Nicholas Eirschele, By and Throught His Parents, Charles & Kathleen Eirschele v Craven County Board of Education	97 EDC 1234	Phipps	07/16/98	
Gene Edward Lloyd v Department of Public Instruction	98 EDC 0110	Reilly	09/10/98	
Mrs Phyllis Y Moore v Cumberland County Schools	98 EDC 0305	Gray	08/05/98	
Laney Bruce Harrill v State Board of Education	98 EDC 0350	Smith	09/17/98	
L K on behalf of her son, J H, as well as on her own behalf v St Bd /Ed	98 EDC 0370	Smith	10/14/98	
Joseph J Sarrero v Department of Public Instruction	98 EDC 0459	Owens	08/10/98	
M E. and her husband, P E., individually, and on behalf of their son, C E v Bd of Ed for Buncombe Cty a/k/a Buncombe Cty Public Schools, et al	98 EDC 0566	Gray	10/01/98	
<b>STATE PERSONNEL</b>				
<i>Department of Correction</i>				
Terry T Rees v Department of Correction	97 OSP 1671* <sup>4</sup>	Smith	06/30/98	
Mohammad H Baloch, M D v Department of Correction	98 OSP 0014	Gray	09/01/98	
Leon Owens v Department of Correction	98 OSP 0050	Becton	07/10/98	
Terry T Rees v Department of Correction	98 OSP 0119* <sup>3</sup>	Smith	06/30/98	
Michael A Smith v Department of Correction	98 OSP 0231* <sup>9</sup>	Reilly	08/11/98	
Michael A Smith v Department of Correction	98 OSP 0317* <sup>9</sup>	Reilly	08/11/98	
Jayne D Bledsoe v Correction, Div of Adult Probation & Parole	98 OSP 0543	Owens	07/29/98	
Carl W Craven, II v Pender Correctional Institution	98 OSP 0633	Smith	06/25/98	
Ervin Shaw v Martin Horner, Asst Super, Corr, Sandy Ridge Corr Ctr	98 OSP 0671	Phipps	10/09/98	
Joseph Szilagyi v Department of Correction	98 OSP 0757	Owens	10/05/98	
Dennis S Harrell v Dept of Correction, Caledonia Correctional Institute	98 OSP 0846	Morrison	09/08/98	
Tommy L Hancock v Department of Correction	98 OSP 0881	Owens	08/04/98	
Tommy L Hancock v Department of Correction	98 OSP 0882	Owens	10/09/98	
Bertha Darden v Raymond Smith & Dept of Correction, Central Prison	98 OSP 0905	Smith	09/25/98	
Ruth Moseley v Department of Correction	98 OSP 1092	Gray	10/07/98	
Lamont M Burt v Department of Correction	98 OSP 1115	Smith	10/06/98	
<i>Crime Control and Public Safety</i>				
Roger D Davis v Crime Control & Public Safety, St Hwy Patrol	97 OSP 0617	Chess	05/27/98	
Albert R Little v Crime Control & Public Safety, Info. Sys Specialists	97 OSP 1157	Morrison	07/22/98	
Thomas E. Carlton v Crime Control & Public Safety, St Hwy Patrol	98 OSP 0919	Phipps	09/24/98	
<i>Employment Security Commission</i>				
Jane B Bolin and Arlene G Sellers v Employment Security Commission	97 OSP 1122* <sup>1</sup>	Chess	06/02/98	
Jane B Bolin and Arlene G Sellers v Employment Security Commission	97 OSP 1134* <sup>1</sup>	Chess	06/02/98	
<i>Environment and Natural Resources</i>				
Charles Anthony Bruce v ENR, Division of Parks and Recreation	98 OSP 0240	Reilly	06/08/98	
<i>Health and Human Services</i>				
Annette Honea v Department of Human Resources	96 OSP 0833	Chess	08/24/98	
Angela M Miles v Cumberland County Department of Social Services	97 OSP 0613* <sup>5</sup>	Gray	07/10/98	
Shung Fung-Chin v Department of Human Resources, Caswell Center	97 OSP 0638* <sup>10</sup>	Chess	08/13/98	
Charity Swick v Cumberland County Department of Social Services	97 OSP 0775	Gray	07/10/98	
Yolandra Best and Roy Hudson v DHHS, John Umstead Hospital	97 OSP 0862* <sup>11</sup>	Chess	08/13/98	
Yolandra Best and Roy Hudson v DHHS, John Umstead Hospital	97 OSP 0863* <sup>11</sup>	Chess	08/13/98	
Fred Foster, Jr v Department of Health and Human Services	97 OSP 1287* <sup>12</sup>	Smith	08/20/98	
Shung Fung-Chin v Department of Human Resources, Caswell Center	97 OSP 1530* <sup>10</sup>	Chess	08/13/98	
Ruth Holroyd v Montgomery Cty DSS, Children's Services	97 OSP 1586	Smith	05/27/98	13 02 NCR 257
Fred Foster, Jr v Department of Health and Human Services	97 OSP 1701* <sup>12</sup>	Smith	08/20/98	
James W Crews v DHHS, Murdoch Center	98 OSP 0060	Gray	07/20/98	
Patricia R Quick v DHHS, Dorothea Dix Hospital	98 OSP 0061	Becton	07/16/98	
Angela M Miles v Cumberland County Department of Social Services	98 OSP 0084* <sup>5</sup>	Gray	07/10/98	
Delores Laverne Rich v Health & Human Services, Dorothea Dix Hosp	98 OSP 0120	Gray	07/08/98	
Fred Foster, Jr v Department of Health and Human Services	98 OSP 0187* <sup>12</sup>	Smith	08/20/98	
David A Kilpatrick v Health & Human Services, Caswell Center	98 OSP 0271	Owens	08/13/98	
Fred Foster, Jr v Department of Health and Human Services	98 OSP 0403* <sup>12</sup>	Smith	08/20/98	
Laura Blanton v Cleveland Center	98 OSP 0453	Smith	10/02/98	
Anthony M Ruiz v Department of Health & Human Svcs, Youth Svcs	98 OSP 0454	Gray	06/04/98	
Rudolph Waters v DHHS, Youth Services, Dobbs School	98 OSP 0474	Morrison	07/30/98	
Euwel Falconer v Karen A Andrews, Gaston-Lincoln Area Mental Health	98 OSP 0538	Reilly	08/06/98	

\* Consolidated Cases.

**CONTESTED CASE DECISIONS**

<u>AGENCY</u>	<u>CASE NUMBER</u>	<u>ALJ</u>	<u>DATE OF DECISION</u>	<u>PUBLISHED DECISION REGISTER CITATION</u>
Jeffrey L. Williams v Dorothea Dix Hospital	98 OSP 0595	Becton	07/22/98	
Barbara Jean Paquette v. Durham County (respondeat superior for the Durham County Public Library)	98 OSP 0765	Morrison	08/05/98	
Derrick Skinner v Health & Human Services, Cherry Hospital	98 OSP 1035	Gray	09/21/98	
<b>Department of Justice</b>				
Linda Margaret Koss v State Bureau of Investigation	97 OSP 0189	Chess	08/14/98	
<b>Department of Public Instruction</b>				
Lillie Burnette Pearsall v Wayne Cty. Bd of Ed., Mrs. Veda McNair and Mr. Steve Taylor	98 OSP 0944	Smith	08/25/98	
<b>Secretary of State</b>				
Jonathan M Demers v Department of Secretary of State	97 OSP 1018	Becton	07/07/98	13 03 NCR 343
<b>Department of Transportation</b>				
Johnny O Shivar v Department of Transportation	97 OSP 1366	Reilly	09/01/98	
Larry W Davis v Department of Transportation	98 OSP 0241	Gray	07/08/98	
Sherry Lynn Noles v Department of Transportation-NCDMV	98 OSP 0269	Chess	08/11/98	
Clarice Goodwin Arthur v Department of Transportation, Ferries Division	98 OSP 0864	Phupps	09/24/98	
<b>University of North Carolina</b>				
Douglas Love, Jr v UNC Hospitals	97 OSP 0662	Reilly	06/08/98	
Deborah J Fenner v NC Central University	97 OSP 0902	Chess	05/29/98	
Joyce M Smith v North Carolina Central University	97 OSP 1297	Smith	06/25/98	
Edwin Swain v University of North Carolina at Chapel Hill	97 OSP 1694	Morrison	07/31/98	
Patricia A G Roberts v Asst./Chan./Qty Mgmt./Dir Human Res UNCW	98 OSP 0178	Phupps	10/08/98	
Leo Watford, Roosevelt Parris, Claiborne Baker, et al. v University of North Carolina at Chapel Hill	98 OSP 0254	Chess	07/17/98	
Johnny Johnson, Jr v A & T St. University Student Union-Grievance Bd	98 OSP 0299	Owens	09/02/98	
Jessie L. Johnson v Bernard K. Locklear, UNC at Pembroke	98 OSP 0444	Gray	09/29/98	
Jonathan L Fann v North Carolina State University Physical Plant	98 OSP 0465	Becton	07/17/98	
Greta M Hawthorne v University of NC at Pembroke	98 OSP 0831	Chess	09/11/98	
Robert W Brinson v NC State University	98 OSP 0887	Owens	08/10/98	
Alberta A Ingram-Peterson v NC Central University	98 OSP 1024	Smith	10/14/98	
<b>STATE TREASURER</b>				
Hugh A Wells v Consolidated Judicial Retirement System of NC, Bd of Trustees Teachers and State Employees' Retirement System	98 DST 0316	Morrison	06/05/98	13.01 NCR 166
<b>TRANSPORTATION</b>				
David Warren Dew et al. v Motor Vehicles, Alexander Killens Comm	95 DOT 1144	Gray	06/04/98	
<b>UNIVERSITY OF NORTH CAROLINA</b>				
Patricia D Hall v University of North Carolina at Chapel Hill	98 UNC 0397	Reilly	08/20/98	
Ladonna P James v UNC Hospitals	98 UNC 0591	Becton	07/20/98	

STATE OF NORTH CAROLINA  
COUNTY OF BRUNSWICK

IN THE OFFICE OF  
ADMINISTRATIVE HEARINGS  
98 EHR 0322

GERALD MOORE, et. al.,  
Petitioner,  
  
v.  
  
N.C. DEPARTMENT OF ENVIRONMENT AND NATURAL  
RESOURCES, DIVISION OF MARINE FISHERIES,  
Respondent.

RECOMMENDED DECISION

On July 22, 1998, Administrative Law Judge Melissa C. Owens heard this case in New Bern, North Carolina. This contested case arises from a petition to appeal Respondent's Notice of Intent to Issue two shellfish leases to Julian Gilgo in the Newport River, Carteret County. On September 16, 1998, Respondent submitted a proposed Recommended Decision. On September 23, 1998, Petitioner submitted a proposed Recommended Decision.

APPEARANCES

**For the Petitioners:** Hugh C. Talton, Jr., Esq.  
P.O. Box 689  
Beaufort, N.C. 28516-0689

**For the Respondent:** George K. Hurst, Esq.  
Assistant Attorney General  
N.C. Department of Justice  
P.O. Box 629  
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ISSUE

Whether Respondent substantially prejudiced Petitioners' rights thereby exceeding its authority or jurisdiction, acted erroneously, acted arbitrarily or capriciously, or failed to act as required by law or rule by publishing a Notice of Intent to grant shellfish leases numbers 9708 and 9709 to Julian Gilgo?

BURDEN OF PROOF

Petitioner has the burden of proving by the preponderance of evidence that the Respondent acted erroneously, arbitrarily and capriciously, failed to act as required by law, and exceeded its authority when it issued a Notice of Intent to grant leases 9708 and 9709 to Julian Gilgo.

FINDINGS OF FACT

I. STIPULATED FACTS

1. Both parties stipulated to the authenticity and admissibility of Respondent's Exhibit No.1.
2. Both parties stipulated to the testimony of Charles Jones, the Deputy Director of CAMA, that the Division of Marine Fisheries does not as a matter of practice contact CAMA on [shellfish] leases, and to his knowledge there have been few contacts about the unsuitability of materials in leases in the past five years and that the issuance of shellfish leases is not within the jurisdiction of CAMA.



II. ADJUDICATED FACTS

Based upon the competent evidence admitted at the hearing and an assessment of the credibility of the witnesses, the undersigned makes the following:

1. The Office of Administrative Hearings has personal and subject matter jurisdiction of this contested case pursuant to Chapters 113 and 150B (Article 3) of the North Carolina General Statutes.
2. Judicial notice is taken of the fact that one acre contains 43,560 square feet.
3. Shellfish cultivation is a traditional use of public trust waters in North Carolina.

A. BACKGROUND FACTS

4. The Petitioners are Carteret County residents and third party owners of property in the Deerfield Estates subdivision of Carteret County who oppose the location of proposed leases 9708 and 9709.

5. The Respondent, Division of Marine Fisheries (hereinafter DMF), is an agency of the State of North Carolina.

6. The applicant, Julian Gilgo (hereinafter Gilgo), is a resident of Morehead City, Carteret County, North Carolina.

7. On October 17, 1997, Julian Gilgo submitted two applications to Respondent for shellfish bottom leases numbers 9708 and 9709 (hereinafter 9708 & 9709). Gilgo submitted the two applications, each with its own management plan and map. When Gilgo applied for these proposed leases, he did not know the entire acreage of both leases since they had not yet been surveyed.

8. Proposed lease 9708 is approximately 4 acres and is located just south of Russell Creek in the Newport River in Carteret County. Proposed lease 9708 is adjacent to an existent shellfish lease, lease number 791, and is separated from shore by that lease. See Petitioner's Exhibit Number 4.

9. Proposed lease 9709 is approximately 3.5 acres and is located just north of Russell Creek in the Newport River in Carteret County. The proposed location of lease 9709 is located approximately 100 feet from the edge of a marsh. Such marsh is approximately 100 feet wide and borders the shoreline of Deerfield Shores and Windy Pointe subdivisions.

Lease 9709 is located between the Ward King lease (lease 9522) to the North and the Steven Boone lease (lease 725-A) to the south. Lease 9709 is located 46 feet from the King lease and 25 feet from the Steven Boone lease. See Petitioner's Exhibit Number

10. Mr. Ward King is one of the petitioners in this case.

11. Gilgo owns and operates a clam hatchery in Morehead City, North Carolina that produces seed clams. Gilgo's clam hatchery has the capacity to produce about 30 million clams per year in the hatching stage and the larva stage. Gilgo's hatchery can produce approximately 6 - 7 million seed clams in a summer for planting. Gilgo's operation is one of the largest clam aquaculture operations in North Carolina.

12. Gilgo currently has three existing shellfish leases totaling 4.27 acres. With the addition of the two proposed leases, the total leased acreage for Mr. Gilgo's leases would be approximately 11.77 acres.

13. Mr. Gilgo's aquaculture of clams is used and will be used in planting his shellfish leases. He has sold clams to other individuals on a limited basis, but not as a routine practice.

14. 15A NCAC 30 .0203(a) provides that "Upon acceptance of a completed application, the proposed lease area shall be inspected within a reasonable time by the agents of the Division."

15. Mike Marshall, Section Chief of the Resource Enhancement Program for Respondent, directed the overall investigation into leases 9708 and 9709. Pursuant to 15A NCAC 30 .0203(a) and Marshall's request, Respondent's personnel of biologists, shellfish sanitation personnel, and marine patrol or law enforcement officers conducted investigations of proposed leases 9708 and 9709. In evaluating shellfish lease applications, Respondent DMF relies on the expert opinions of these personnel who work and have experience in each of these specific areas.

16. On December 9, 1997, Marshall, requested more detailed information from Gilgo justifying the need for more than 5 acres of shellfish bottom. Mr. Marshall was concerned that since the two applications were submitted simultaneously and in the same area of water, it could be construed that the two applications were one, thus exceeding the maximum 5 acre requirement in 15A NCAC 30 .0201 (a)(1)(C).

17. By letter dated January 2, 1998, Gilgo advised Marshall that he needed more than five acres of shellfish bottom to plant 2.3 million clam seed. Gilgo's leases 8818 and 9003 had not been productive due to the water conditions in the creeks where they were located. Since Gilgo's hatchery operation was capable of producing 30 million larvae, and these other leases experienced poor productivity, Gilgo desired these leases to support that operation.

18. On February 16, 1998, pursuant to N.C. Gen. Stat. § 113-202(f), the Respondent conducted a public hearing in Beaufort, North Carolina on both proposed leases 9708 and 9709. Testimony was received both in protest of the proposed leases and in support of the leases. Considering the comments at the public hearing, the information provided by Respondent's personnel, and his own experience and knowledge, Marshall concluded that both leases should be granted and recommended the Secretary of Environment and Natural Resources approve leases 9708 and 9709.

19. Upon authority delegated by the Secretary of Environment and Natural Resource, Preston Pate, Director of DMF, reviewed the lease applications for 9708 and 9709. Pate determined these leases met the criteria for issuance and approved publishing the Notice of Intent to issue these leases.

20. Neither lease has actually been issued.

**B. FACTS RELATING TO N. C. GEN. STAT. 113-202 CRITERION**

21. NCGS 113-202(a) provides in pertinent part:

To increase the use of suitable areas underlying coastal fishing waters for the production of shellfish, the Secretary may grant shellfish cultivation leases to persons who reside in North Carolina under the terms of this section when the Secretary determines, in accordance with his duty to conserve the marine and estuarine resources of the State, that the public interest will benefit from issuance of the lease. Suitable areas for the production of shellfish shall meet the following minimum standards:

- (1) The area leased must be suitable for the cultivation and harvesting of shellfish in commercial quantities.
- (2) The area leased must not contain a natural shellfish bed.

22. The subject area of the Newport River, Carteret County has traditionally been a productive area for cultivating and harvesting shellfish. There are three existing shellfish leases in the immediate adjacent areas of the two proposed Gilgo leases. The Boone lease, lease 725-A, has existed since the 1950s. There are also numerous other shellfish leases located in the Newport River.

23. On or about November 10, 1997, Jeffrey French, a biologist for Respondent, conducted an on-site investigation of both proposed lease locations. Mr. French and other biologists for the Respondent use a stratified sampling technique of dividing a proposed lease into sections and using a hand rake in each section to identify natural shellfish growth in that lease location.

24. For lease 9709, French used this method to collect 62 samples spread over the entire lease, and located only one clam. For lease 9708, French used this method to collect 82 samples, also spread over the entire lease, and located 5 clams in four sections. All four sections were located immediately adjacent to another shellfish lease.

No oysters were located in either lease site. With this data, French determined that neither lease would produce 10 bushels per acre of natural clams and therefore neither was located on a natural shellfish bed.

25. Pursuant to 15 NCAC 30 .0201(a)(2), to be commercially viable, a lease must produce 25 bushels of clams per acre per year.

26. Based upon Gilgo's proposed planting density, his on-site investigation, his personal knowledge of past investigations of the area, and his 21 years experience as a biologist working in the Newport River area, French concluded that both proposed lease sites 9708 and 9709 were suitable for the cultivation and harvesting of shellfish in commercial quantities.

27. N. C. Gen. Stat. § 113-202(a)(3) requires that the cultivation of shellfish must be compatible with lawful utilization by the public of other marine and estuarine resources. These other public uses which may be considered include, but are not limited to, navigation, fishing and recreation. A lease may not be granted in an area of heavy recreational use. N. C. G. S. § 113-202(c).
28. On or about October or November 1997, Marine Patrol officers investigated the compatibility of proposed leases 9708 and 9709 with the public's navigational, fishing, and recreational interests in those areas of the Newport River. The two investigating Marine patrol officers have twenty-three years and five years experience, respectively, and have worked the Newport River area on a routine and regular basis.
29. Based upon their experiences in working the Newport River area, these officers classify this area of the Newport River as one of light recreational use.
30. Both Marine Patrol Officers opined that fishing, recreational uses, and navigation will not be unduly impacted by these leases. This is based on the fact that fishing, wading, boating, navigation and other uses are not only permitted, but physically possible on shellfish lease areas.
31. The Marine Patrol Officers also opined that use of the area for fishing, navigation, and recreational purposes is extremely limited due to the normal water depths in this area.
32. Boating and navigation in this area is particularly restricted to times of high tide, including two hours before and two hours after high tide. During high tide, water depth averages no more than four to five feet; at low tide, water depth averages a few inches or less.
33. The bottom of the Newport River in this general area in and around leases 9708 and 9709 is clean, firm, and sandy.
34. Petitioner Glasgow's grandkids frequently play and swim in the waters in this general area during the summer. However, Mr. Glasgow's property is located approximately 500 feet from lease 9709. There are four lots between Mr. Glasgow's lot and Mr. King's lot.
35. The general water area in and surrounding leases 9708 and 9709 is lightly used for recreational purposes such as swimming, wading, and fishing. Windsurfers, people with small sailboats and some jet skiers also use this general area of the river, including offshore.
36. Ward King's lease does not hinder use of the water by windsurfers and jet skiers in this area.
37. Over the last five years, as residential development increased in this area, recreational uses of this area such as swimming and wading also increased exponentially. Nevertheless, use of this general water area including the subject leases remains limited by the depth and tide of the water in this area.
38. While the testimony of the Marine Patrol Officers conflicts with that of property owners in the area, their experience in the area supports their credible testimony that the proposed leases are compatible with other public uses.
39. The area subject to leases 9708 and 9709 are lightly used for recreational purposes.
40. N.C. Gen. Stat. § 1130-202(a)(4) requires that "Cultivation of shellfish in the leased area will not impinge upon the rights of riparian owners."
41. "Riparian owner" means the holder(s) of the fee title to land that is bordered by waters of an arm of the sea or any other navigable body of water." N.C. Gen. Stat. § 113-201.1(2).
42. Lease 9708 is separated from the shoreline by another lease, lease 791. No one who owns property along the shoreline adjacent to lease 791 and proposed lease 9708 is a petitioner in this case.
43. Petitioners did not present any evidence that their riparian rights were impinged by lease 9708.
44. As to lease 9709, Petitioner Gordon admits lease 9709 would not impact his ability to put a pier in or access the water in front of his property. Petitioner King admits he has no problem accessing his property by boat during high tide. Petitioners also admit that they can not access their property by boat during low tide due to the lack of water depth in this area.

45. Petitioner Moore's properties are immediately adjacent to lease 9709. His property are currently undeveloped. Mr. Moore acknowledges that while he used to boat in this area, he has not used his boat in the past couple of years. Petitioner Glasgow also no longer boats in this area because he has sold his boat.

46. Lease 9709 is located more than 100 feet from the shoreline. In addition, navigation buffers of approximately 25 to 46 feet have been allocated on each side of lease 9709 to allow access to adjacent waters including the channel and intercoastal waterway.

47. Except during periods of low tide, and but for large vessels which cannot navigate in this area due to the low water depth, navigation is possible over lease 9709.

48. The biggest limitation to navigability on these leased areas and the surrounding water areas is the normal water depth and tide of the area.

49. The leased area of 9709 and 9708 are not designated as shellfish management areas and are not closed due to pollution. N.C. Gen. Stat. § 113-202(a)(5) & (6).

50. The clam kicking line is the line on which mechanical harvesters of clams may operate. The clam kicking line does not cross proposed leases 9708 and 9709. All testimony, from the individuals who actually set the line and others who work the line, was that the line never crossed the areas of proposed leases 9708 and 9709 and that neither lease interferes with the clam kicking line. No one testified that the clam kicking line currently or ever existed in the areas of proposed leases 9708 and 9709.

**CONCLUSIONS OF LAW**

Based upon the foregoing Findings of Fact, the undersigned makes the following:

1. All parties are properly before the Office of Administrative Hearings, and the Office has jurisdiction over the parties and the subject matter.
2. All parties are correctly designated, and there is no question as to misjoinder or nonjoinder.
3. Pursuant to N. C. Gen. Stat. § 113-201, the Marine Fisheries Commission is empowered to make rules and take all steps necessary to develop and improve the cultivation, harvesting, and marketing of shellfish in North Carolina both from public grounds and private beds.
4. A shellfish lease may be granted when it meets the requirements enumerated in N. C. Gen. Stat. § 113-202 and the additional standards of suitability listed in 15A NCAC 30 .0201.
5. By 15A NCAC 30 .0203(a), the Marine Fisheries Commission specifically authorizes the agents of the Division of Marine Fisheries to inspect the proposed lease area of a completed shellfish lease application. By such delegation, the Commission insinuates that it relies upon its agents and their work experiences to properly inspect a shellfish lease application and determine if such application meets the criteria in N. C. Gen. Stat. § 113-202 and the standards in 15A NCAC 30 .0201.
6. The statutory requirements of N.C. Gen. Stat. § 113-202, the additional standards of 15A NCAC 30 .0201, and the authority of Respondent's agents to inspect in 15A NCAC 30 .0203(a), all provide adequate objective criteria for the Respondent to determine whether to grant a shellfish lease.
7. Respondent and its agents conducted thorough investigations of proposed leases 9708 and 9709 and correctly concluded that these lease applications meet the criteria of N.C. Gen. Stat. § 113-202 and 15A NCAC 30 .0201.
8. Gilgo's shellfish bottom lease applications 9708 and 9709 meet all the criteria of N.C. Gen. Stat. § 113-202 and 15A NCAC 30 .0201.
9. Cultivation of shellfish must be compatible with lawful utilization by the public of other marine and estuarine resources. These other public uses, which may be considered, include but are not limited to navigation, fishing and recreation. N. C. Gen. Stat. § 113-202(a)(3). A lease may not be granted in an area of heavy recreational use. N.C.G.S. § 113-202(b).

10. Petitioners did not produce substantial evidence and did not prove by a preponderance of the evidence that leases 9708 and 9709 will not be compatible with other uses. N. C. Gen. Stat. § 113-202(a)(3). While Petitioner produced some evidence that light recreational uses may occur in the area of lease 9709, a preponderance of the evidence showed that:

- (1) neither lease was in a area of heavy recreational use;
- (2) the low water depths, in these locations, and not the presence of shellfish leases precluded much recreational activity for a significant period of the day;
- (3) fishing, recreational uses, and navigation would not be unduly impacted by these leases; and
- (4) the presence of these leases was compatible with lawful utilization by the public of other marine and estuarine resources.

11. Cultivation of shellfish in these leases will not impinge upon the rights of riparian owners. N.C. Gen. Stat. § 113-202(a)(4). Riparian rights include the following appurtenant rights to property adjacent to public waters:

1. The right to be and remain a riparian proprietor and to enjoy the natural advantage thereby conferred upon the land by its adjacency to the water.
2. The right of access to the water, including a right of way to and from the navigable parts.
3. The right to build a pier or wharf out to the navigable water, subject to any regulations by the State.
4. The right to accretions or alluvium.
5. To make reasonable use of the water as it flows past or laves the shore.

In the Matter of Mason Ex Rel Huber, 78 N.C. App. 16, 337 S.E.2d 99, 104 (1985) citing Shepard's Point Land Co. vs. Atlantic Hotel, 132 N.C. 517, 536, 44 S.E. 39, 46 (1903).

12. Petitioners did not produce any evidence that and therefore have not proven that their riparian rights will be impinged or limited by lease 9708.

13. As to lease 9709, Petitioner did not present substantial evidence that their riparian rights will be impinged by lease 9709. Instead, a preponderance of evidence shows that Petitioners have free riparian access to adjacent waters through the 25 foot and 46 foot passageways on each side of lease 9709 and because lease 9709 is located more than 100 feet from the shoreline. As navigation is possible over lease 9709, except during periods of low tide, Petitioners have free riparian access to the adjacent waters and reasonable use of the water over this lease. As a result, Petitioners' riparian rights to make reasonable use of the waters, to build a pier, to have access to navigable waters, and to enjoy the natural advantage of being riparian owners will not be impinged by lease 9709.

14. 15A NCAC 30.0201(1)(C) limits the size of any one shellfish lease to 5 acres for clam culture unless an applicant can affirmatively establish the necessity for more than 5 acres. Since Gilgo applied for two separate leases that are not immediately adjacent to each other and neither lease exceeds 5 acres, 15A NCAC 30.0201(1)(C) is not violated.

15. Petitioners have not met their burden of showing that the Respondent substantially prejudiced Petitioners' rights thereby exceeding its authority or jurisdiction, acted erroneously, acted arbitrarily or capriciously, or failed to act as required by law or rule.

16. Respondent's decision to grant shellfish leases 9708 and 9709 to Julian Gilgo in the Newport River was proper.

Based upon the foregoing Findings of Fact and Conclusions of Law, the undersigned makes the following:

**RECOMMENDED DECISION**

The Secretary of the Department of Environment and Natural Resources affirm the Division of Marine Fisheries' decision to grant shellfish leases 9708 and 9709 to Julian Gilgo in the Newport River.

**ORDER**

It is hereby ordered that the agency serve a copy of the final decision on the Office of Administrative Hearings, P.O. Drawer 27447, Raleigh, North Carolina 27611-7447, in accordance with North Carolina General Statute § 150B-36(b).

**NOTICE**

The agency making the final decision in this contested case is required to give each party an opportunity to file exceptions to this recommended decision and to present written arguments to those in the agency who will make the final decision. N.C.G.S. § 150B-36(a).

The agency is required by N.C.G.S. § 150B-36(b) to serve a copy of the final decision on all parties and to furnish a copy to the parties' attorneys of record and to the Office of Administrative Hearings.

The agency that will make the final decision in this case is the Department of Environment and Natural Resources.

This the 8th day of October, 1998.

\_\_\_\_\_  
Melissa C. Owens  
Administrative Law Judge

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This index provides information related to notices, rules and other documents published in the Register. It includes information about rules for which Notice of Rule-Making Proceedings or Notice of Text have been published, rules submitted to the Rules Review Commission and rules codified since the last session of the General Assembly. For assistance contact the Rules Division at 919/733-2678.

Fiscal Note: S = Rule affects the expenditure or distribution of state funds. L = Rule affects the expenditure or distribution of local government funds. SE = Rule has a substantial economic impact of at least \$5,000,000 in a 12-month period. \* = Rule-making agency has determined that the rule does not impact state or local funds and does not have a substantial economic impact. See G.S. 150B-21.4.

### ACUPUNCTURE, LICENSING BOARD

21 NCAC 01 .0101	12-22 NCR 1981		13-05 NCR 501	*					
21 NCAC 01 .0105	12-22 NCR 1981		13-05 NCR 501	*					

### ADMINISTRATION

#### Environmental Policy Act

1 NCAC 25 .0211	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0212	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0213	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0301	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0302	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0303	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0402	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0504	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0505	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0506	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0602	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0603	12-23 NCR 2088		13-08 NCR 642	*					
1 NCAC 25 .0605	12-23 NCR 2088		13-08 NCR 642	*					

#### Indian Affairs, Commission of

1 NCAC 15 .0201	13-02 NCR 175								
1 NCAC 15 .0202	13-02 NCR 175		13-08 NCR 640	*					
1 NCAC 15 .0203	13-02 NCR 175		13-08 NCR 640	*					
1 NCAC 15 .0204	13-02 NCR 175		13-08 NCR 640	*					
1 NCAC 15 .0205	13-02 NCR 175								

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1 NCAC 15 .0206	13.02 NCR 175									
1 NCAC 15 .0207	13.02 NCR 175		13.08 NCR 640	*						
1 NCAC 15 .0208	13.02 NCR 175		13.08 NCR 640	*						
1 NCAC 15 .0209	13.02 NCR 175		13.08 NCR 640	*						
1 NCAC 15 .0210	13.02 NCR 175		13.08 NCR 640	*						
1 NCAC 15 .0211	13.02 NCR 175		13.08 NCR 640	*						
1 NCAC 15 .0212	13.02 NCR 175									
1 NCAC 15 .0213	13.02 NCR 175									
1 NCAC 15 .0214	13.02 NCR 175		13.08 NCR 640	*						
<b>Non-Public Education</b>										
1 NCAC 40 .0101		13.05 NCR 521								
1 NCAC 40 .0102		13.05 NCR 521								
1 NCAC 40 .0103		13.05 NCR 521								
1 NCAC 40 .0201		13.05 NCR 521								
1 NCAC 40 .0202		13.05 NCR 521								
1 NCAC 40 .0203		13.05 NCR 521								
1 NCAC 40 .0204		13.05 NCR 521								
<b>Purchase and Contract Division</b>										
1 NCAC 05A .0001	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05A .0008	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05A .0012	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05B 0101	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05B 0102	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05B 0201	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05B 0203	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05B 0206	13.04 NCR 360		13.08 NCR 627	*						
1 NCAC 05B 0208	13.04 NCR 360		13.08 NCR 627	*						



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1 NCAC 05B .0301		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0302		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0303	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0305	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0306	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0309	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0310		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0314	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0315	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0316		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0317	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0401		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0402	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0403	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0503	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0601	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0701	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0801		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0802		12-17 NCR 1611	13-08 NCR 627	*						
1 NCAC 05B .0901	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0905	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .0906	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .1101	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .1102	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .1105	13-04 NCR 360		13-08 NCR 627	*						
1 NCAC 05B .1301		12-17 NCR 1611	13-08 NCR 627	*						

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1 NCAC 05B 1303	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1401	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1402	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1501	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1505	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1507	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1509	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1510	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1511	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1512	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1513	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1517	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1518	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1519		12 17 NCR 1611	13 08 NCR 627	*						
1 NCAC 05B 1520	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1521	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1601	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1602	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1603	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1604		12 17 NCR 1611	13 08 NCR 627	*						
1 NCAC 05B 1605	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1901	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1903	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1906		12 17 NCR 1611	13 08 NCR 627	*						
1 NCAC 05B 1907	13 04 NCR 360		13 08 NCR 627	*						
1 NCAC 05B 1909	13 04 NCR 360		13 08 NCR 627	*						

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					Action	Date				
1 NCAC 05C	13:04 NCR 360									
1 NCAC 05D	13:04 NCR 360									
<b>State Building Commission</b>										
1 NCAC 30F .0305	13:04 NCR 360		13:08 NCR 645	*						
<b>State Employees Combined Campaign</b>										
1 NCAC 35 .0101	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0103	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0202	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0304	13:04 NCR 360		13:08 NCR 647	*						
1 NCAC 35 .0308	13:04 NCR 360		13:08 NCR 647	*						
<b>ADMINISTRATIVE HEARINGS</b>										
26 NCAC 01 .0102	N/A	N/A	N/A	N/A	Approve	06/18/98		13:09 NCR 779	13:03 NCR 334	
<b>Civil Rights Division</b>										
26 NCAC 04 .0101		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98		13:01 NCR 43		
26 NCAC 04 .0201		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98		13:01 NCR 43		
26 NCAC 04 .0202		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98	*	13:01 NCR 43		
26 NCAC 04 .0202	N/A	N/A	N/A	N/A	Approve	07/23/98				
26 NCAC 04 .0203		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98		13:01 NCR 43		
26 NCAC 04 .0204		12:12 NCR 1071	12:16 NCR 1508	*	Approve	04/15/98		13:01 NCR 43		
<b>AGRICULTURE</b>										
<b>Structural Pest Control</b>										
2 NCAC 34 .0102	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*	13:01 NCR 43		
2 NCAC 34 .0302	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*	13:01 NCR 43		
2 NCAC 34 .0303	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*	13:01 NCR 43		
2 NCAC 34 .0306	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*	13:01 NCR 43		
2 NCAC 34 .0308	12:09 NCR 743		12:14 NCR 1234	*	Approve	04/15/98	*	13:01 NCR 43		
2 NCAC 34 .0309	12:09 NCR 743		12:14 NCR 1234	S/L	Approve	04/15/98	*	13:01 NCR 43	12:15 Addendum NCR 1419	

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2 NCAC 34 0312	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98			13 01 NCR 43	
2 NCAC 34 0313	12 09 NCR 743		12 14 NCR 1234	S/L	Approve	04/15/98	*		13 01 NCR 43	Addendum NCR 1419
2 NCAC 34 0323	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98			13 01 NCR 43	
2 NCAC 34 0325	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0328	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0401	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0402	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0403	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0404	12 09 NCR 743		12 14 NCR 1234	*	Object	04/15/98				
2 NCAC 34 0406	12 09 NCR 743		12 14 NCR 1234	*	Approve	05/21/98	*		13 02 NCR 249	
2 NCAC 34 0501	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0502	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0503		11 21 NCR 1651	12 06 NCR 455	*	Approve	04/15/98			13 01 NCR 43	
2 NCAC 34 0503	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0504	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0505	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0506	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0507	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0508	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0601	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98				
2 NCAC 34 0602		11 21 NCR 1651	12 06 NCR 455	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0602	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98				
2 NCAC 34 0604		11 21 NCR 1651	12 06 NCR 455	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0604	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0605		11 21 NCR 1651	12 06 NCR 455	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0605	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0701	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	
2 NCAC 34 0702	12 09 NCR 743		12 14 NCR 1234	*	Approve	04/15/98	*		13 01 NCR 43	

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2 NCAC 34 .0703	12.09 NCR 743		12.14 NCR 1234	*	Approve	04/15/98	*		13.01 NCR 43	
2 NCAC 34 .0803	12.09 NCR 743		12.14 NCR 1234	*	Approve	04/15/98	*		13.01 NCR 43	
2 NCAC 34 .0902	12.09 NCR 743		12.14 NCR 1234	*	Approve	04/15/98	*		13.01 NCR 43	
2 NCAC 34 .0904	12.09 NCR 743		12.14 NCR 1234	*	Approve	04/15/98	*		13.01 NCR 43	
2 NCAC 34 .1101	12.09 NCR 743		12.14 NCR 1234	*	Approve	04/15/98	*		13.01 NCR 43	
<b>APPRAISAL BOARD</b>										
21 NCAC 57A .0101	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0102	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0201	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0202	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0203	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0204	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0205	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0206	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0207	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0208	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0210	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0301	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0302	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0303	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0304	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0305	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0306	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0401	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0402	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0403	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0404	13.01 NCR 3		13.05 NCR 513	*						
21 NCAC 57A .0405	13.01 NCR 3		13.05 NCR 513	*						

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21 NCAC 57A 0406	13 01 NCR 3		13 05 NCR 513	*						
21 NCAC 57A 0407	13 01 NCR 3		13 05 NCR 513	*						
21 NCAC 57A 0501	13 01 NCR 3		13 05 NCR 513	*						
<b>ARCHITECTURE, BOARD OF</b>										
21 NCAC 02 0208	12 04 NCR 244									
21 NCAC 02 0210	12 04 NCR 244									
21 NCAC 02 0904	12 04 NCR 244		12 09 NCR 795	S/I/SI	Object	03/20/98	*	13 01 NCR 43		
21 NCAC 02 0906	12 04 NCR 244		12 09 NCR 795	S/I/SI	Approve	04/15/98	*	13 01 NCR 43		
<b>ATHLETIC TRAINER EXAMINERS, BOARD OF</b>										
21 NCAC 03 0101		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0102		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0103		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0201		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0301		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0302		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0303		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0304		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
21 NCAC 03 0401		12 18 NCR 1714	12 22 NCR 2007	S	Approve	09/17/98				
<b>ATHLETIC TRAINER EXAMINERS/MEDICAL BOARD COMMITTEE</b>										
21 NCAC 03 0501		12 18 NCR 1714	12 22 NCR 2007	*	Approve	09/17/98	*			
<b>CERTIFIED PUBLIC ACCOUNTANT EXAMINERS</b>										
21 NCAC 08A 0301	12 08 NCR 619		12 13 NCR 1138	*	Approve	04/15/98	*	13 01 NCR 43		
21 NCAC 08A 0301	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08A 0308	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08A 0309	12 08 NCR 619		12 13 NCR 1138	*	Approve	04/15/98	*	13 01 NCR 43		
21 NCAC 08A 0310	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08A 0315	13 03 NCR 269		13 08 NCR 696	*						

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21 NCAC 08F .0103	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08F .0105	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08F .0107	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08F .0302	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08F .0401	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08F .0410	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08F .0504	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08G .0404	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08H .0001	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08H .0001	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08H .0002	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08L .0004	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08L .0004	13-03 NCR 269		13-08 NCR 696	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08L .0005	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08J .0001	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08J .0002	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08J .0005	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08J .0006	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08J .0007	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08J .0008	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08J .0008	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08J .0010	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 08J .0010	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08K .0104	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08K .0105	13-03 NCR 269		13-08 NCR 696	*						
21 NCAC 08K .0301	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 08M .0101	12-08 NCR 619		12-13 NCR 1138	*	Approve	04/15/98	*		13-01 NCR 43	

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21 NCAC 08M 0102	12 08 NCR 619		12 13 NCR 1138	*	Approve	04/15/98	*		13 01 NCR 43	
21 NCAC 08M 0102	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0103	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0104	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0201	12 08 NCR 619		12 13 NCR 1138	*	Approve	04/15/98	*		13 01 NCR 43	
21 NCAC 08M 0201	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0202	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0204	12 08 NCR 619		12 13 NCR 1138	*	Approve	04/15/98	*		13 01 NCR 43	
21 NCAC 08M 0204	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0206	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0207	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0301	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0302	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0303	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0304	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0305	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0306	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0401	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0402	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08M 0403	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08N 0202	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08N 0208	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08N 0302	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08N 0303	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08N 0306	13 03 NCR 269		13 08 NCR 696	*						
21 NCAC 08N 0307	13 03 NCR 269		13 08 NCR 696	*						

### CHIROPRACTIC

21 NCAC 10 0203 12.23 NCR 2098



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4 NCAC 01E .0104	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01E .0202	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01E .0205	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01E .0206	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01E .0207	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01E .0303	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01E .0306	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01F	11:09 NCR 569									
4 NCAC 01H	11:09 NCR 569									
4 NCAC 01I .0101	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0102	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0201	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0202	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0301	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0302	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0303	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0304	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0401	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0402	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0403	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0404	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0405	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0501	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0502	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0503	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0601	11:09 NCR 569		13-08 NCR 652	*						
4 NCAC 01I .0701	11:09 NCR 569		13-08 NCR 652	*						

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4 NCAC 01J	11 09 NCR 569									
4 NCAC 01K .0101	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0102	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0103	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0104	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0105	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0202	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0203	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0204	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0205	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0206	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0301	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0302	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0401	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0402	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0404	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0501	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0502	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0503	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0504	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0505	11 09 NCR 569		13 08 NCR 652	*						
4 NCAC 01K .0506	11 09 NCR 569		13 08 NCR 652	*						
<b>Community Assistance</b>										
4 NCAC 19L .0805	11 09 NCR 569									
4 NCAC 19L 1900	11 09 NCR 569									
<b>COMMUNITY COLLEGES</b>										
23 NCAC 02C .0307		13 05 NCR 524								

## COMMUNITY COLLEGES

23 NCAC 02C .0307

13 05 NCR 524

## COSMETIC ART EXAMINERS

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					Action	Date				
21 NCAC 14A .0104	N/A	N/A	N/A	N/A	Approve	07/23/98			13:09 NCR 779	
21 NCAC 14H .0105	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98	*		13:01 NCR 43	
21 NCAC 14I .0107	12:22 NCR 1981		13:02 NCR 246	*	Approve	04/15/98	*			
21 NCAC 14J .0501	12:06 NCR 453		12:11 NCR 925	*	Approve	09/17/98				
21 NCAC 14K .0103	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98	*		13:01 NCR 43	
21 NCAC 14L .0105	12:06 NCR 453		12:11 NCR 925	*	Object	04/15/98	*		13:01 NCR 43	
21 NCAC 14N .0102	12:06 NCR 453		12:11 NCR 925	*	Approve	06/18/98	*		13:03 NCR 334	
21 NCAC 14N .0103	12:06 NCR 453		12:11 NCR 925	*	Object	03/20/98	*		13:01 NCR 43	
21 NCAC 14N .0107	12:06 NCR 453		12:11 NCR 925	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 14N .0113	12:06 NCR 453		12:11 NCR 925	*	Approve	09/17/98	*		13:01 NCR 43	
<b>CRIME CONTROL &amp; PUBLIC SAFETY</b>										
Governor's Crime Commission										
14A NCAC 07 .0313	11:24 NCR 1818		12:01 NCR 6	*	Object	09/17/98				
<b>CULTURAL RESOURCES</b>										
North Carolina Historical Commission										
7 NCAC 04R .0909	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/20/98	*		13:01 NCR 43	
7 NCAC 04R .0910	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Approve	04/15/98	*		13:01 NCR 43	
7 NCAC 04R .0911	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/20/98	*		13:01 NCR 43	
7 NCAC 04R .0912	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Approve	04/15/98	*		13:01 NCR 43	
7 NCAC 04R .0913	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/20/98	*		13:01 NCR 43	
7 NCAC 04R .0914	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Approve	04/15/98	*		13:01 NCR 43	
7 NCAC 04R .0915	12:06 NCR 444	12:13 NCR 1174	12:13 NCR 1174	S	Object	03/20/98	*		13:01 NCR 43	
USS North Carolina Battleship Commission										
7 NCAC 05 .0203		11:19 NCR 1436			Approve	04/15/98	*		13:01 NCR 43	

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<b>DENTAL EXAMINERS</b>										
		Temp Expired 12.16 NCR 1511	12.16 NCR 1511	S/L	Approve	04/15/98			13.01 NCR 43	
21 NCAC 16H .0101	12.24 NCR 2203									
21 NCAC 16H .0102	12.24 NCR 2203									
21 NCAC 16H .0103	12.24 NCR 2203									
21 NCAC 16H .0104	12.24 NCR 2203									
21 NCAC 16H .0201	12.24 NCR 2203									
21 NCAC 16H .0202	12.24 NCR 2203									
21 NCAC 16H .0203	12.24 NCR 2203									
21 NCAC 16H .0204	12.24 NCR 2203									
21 NCAC 16H .0205	12.24 NCR 2203									
21 NCAC 16H .0206	12.24 NCR 2203									
21 NCAC 16I .0004	11.20 NCR 1538									
21 NCAC 16I .0005	11.20 NCR 1538									
21 NCAC 16Q .0101	12.24 NCR 2203									
21 NCAC 16Q .0201	12.24 NCR 2203									
21 NCAC 16Q .0301	12.24 NCR 2203									
21 NCAC 16R .0002	11.20 NCR 1538									
21 NCAC 16R .0003	11.20 NCR 1538									
21 NCAC 16R .0005	11.20 NCR 1538									
21 NCAC 16V .0102	N/A	N/A	N/A	N/A	Approve	08/20/98				
<b>ELECTRICAL CONTRACTORS, EXAMINERS OF</b>										
21 NCAC 18B .0108	12.22 NCR 1982									
21 NCAC 18B .0201	12.22 NCR 1982		13.05 NCR 502	*						
21 NCAC 18B .0202	12.22 NCR 1982		13.05 NCR 502	*						
21 NCAC 18B .0203	12.22 NCR 1982		13.05 NCR 502	*						
21 NCAC 18B .0209	N/A	N/A	N/A		Approve	04/15/98			13.01 NCR 43	
21 NCAC 18B .0402	12.22 NCR 1982		13.05 NCR 502	*						

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21 NCAC 18B .0404	N/A	N/A	N/A		Approve	04/15/98			13:01 NCR 43	
21 NCAC 18B .0406	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0501	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0504	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0505	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0701	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0702	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0703	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0704	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0706	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B .0802	N/A	N/A	N/A		Approve	04/15/98			13:01 NCR 43	
21 NCAC 18B 1001	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1002	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1003	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1004	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1101	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1102	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1104	12:22 NCR 1982		13:05 NCR 502	*						
21 NCAC 18B 1105	12:22 NCR 1982		13:05 NCR 502	*						
<b>EMPLOYEE ASSISTANCE PROFESSIONALS, BOARD OF</b>										
21 NCAC 11 .0101	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0102	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0103	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0104	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0105	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0106	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0107	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						
21 NCAC 11 .0108	12:19 NCR 1764	12:21 NCR 1884	13:03 NCR 313	S/L						

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21 NCAC 11 .0109	12.19 NCR 1764	12.21 NCR 1884	13.03 NCR 313	S/L						
21 NCAC 11 .0110	12.19 NCR 1764	12.21 NCR 1884	13.03 NCR 313	S/L						
21 NCAC 11 .0111	12.19 NCR 1764	12.21 NCR 1884	13.03 NCR 313	S/L						
21 NCAC 11 .0112	12.19 NCR 1764	12.21 NCR 1884	13.03 NCR 313	S/L						
<b>ENVIRONMENT AND NATURAL RESOURCES</b>										
Notice of Intent to Redevelop a Brownfields Property										
15A NCAC 01J .0401	12.08 NCR 614	12.09 NCR 833	12.14 NCR 1266	*	Approve	04/15/98			13.01 NCR 43	
15A NCAC 01J .0402	12.08 NCR 614	12.09 NCR 833	12.14 NCR 1266	*	Approve	04/15/98			13.01 NCR 43	
15A NCAC 01K .1019	10.19 NCR 2506									13.06 NCR 537
15A NCAC 01M .0101		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0102		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0201		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0202		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0301		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0302		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0303		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0304		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0305		11.19 NCR 1439	Temp Expired							
15A NCAC 01M .0306		11.19 NCR 1439	Temp Expired							
15A NCAC 01N .0101	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	*						
15A NCAC 01N .0102	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	*						
15A NCAC 01N .0103	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						
15A NCAC 01N .0201	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						
15A NCAC 01N .0202	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						
15A NCAC 01N .0203	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						
15A NCAC 01N .0301	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						
15A NCAC 01N .0302	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						
15A NCAC 01N .0303	12.08 NCR 614	12.16 NCR 1511	13.04 NCR 362	S						

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15A NCAC 01N .0304	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0401	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0402	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0403	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0501	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0502	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0503	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0601	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0602	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0603	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0604	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0605	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0606	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0701	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0702	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0703	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0704	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0705	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0801	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0802	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0901	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01N .0902	12:08 NCR 614	12:16 NCR 1511	13:04 NCR 362	S						
15A NCAC 01O .0101	12:16 NCR 1482	12:17 NCR 1617	13:07 NCR 588	*						
15A NCAC 01O .0102	12:16 NCR 1482	12:17 NCR 1617	13:07 NCR 588	*						
15A NCAC 01O .0103	12:16 NCR 1482	12:17 NCR 1617	13:07 NCR 588	*						
15A NCAC 01O .0104	12:16 NCR 1482	12:17 NCR 1617	13:07 NCR 588	*						
15A NCAC 01O .0105	12:16 NCR 1482	12:17 NCR 1617	13:07 NCR 588	*						
15A NCAC 01O .0106	12:16 NCR 1482	12:17 NCR 1617	13:07 NCR 588	*						

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15A NCAC 010 .0107	12-16 NCR 1482	12-17 NCR 1617	13-07 NCR 588	*						
15A NCAC 010 .0108	12-16 NCR 1482	12-17 NCR 1617	13-07 NCR 588	*						
15A NCAC 010 .0109	12-16 NCR 1482	12-17 NCR 1617	13-07 NCR 588	*						
15A NCAC 12B .0901	12-13 NCR 1097	12-03 NCR 209 Temp. Expired	13-05 NRC 495	L						
<b>Coastal Resources Commission</b>										
15A NCAC 07 11.04 NCR 183	11-04 NCR 183									
15A NCAC 07H .0208	11-19 NCR 1408		11-27 NCR 2058	*						
15A NCAC 07H .0208	12-21 NCR 1873									
15A NCAC 07H .0209	12-21 NCR 1873									
15A NCAC 07H .0210	12-02 NCR 52									
15A NCAC 07H .0300	13-05 NCR 436									
15A NCAC 07H .0306	11-04 NCR 183		11-11 NCR 907	*						
15A NCAC 07H .0306	12-19 NCR 1763									
15A NCAC 07H .0308	12-16 NCR 1489		13-01 NCR 26	S	Approve	09/17/98	*			
15A NCAC 07H .0310	12-11 NCR 919		12-20 NCR 1828	S	Approve	08/20/98	*			
15A NCAC 07H .1100	12-21 NCR 1873									
15A NCAC 07H .1200	12-21 NCR 1873									
15A NCAC 07H .1300	12-21 NCR 1873									
15A NCAC 07H .1400	12-21 NCR 1873									
15A NCAC 07H .1500	12-21 NCR 1873									
15A NCAC 07H .1600	12-21 NCR 1873									
15A NCAC 07H .1600	11-15 NCR 1200									
15A NCAC 07H .1601	11-15 NCR 1200		11-27 NCR 2071	*	Approve	04/15/98		13-01 NCR 43		
15A NCAC 07H .1604	11-15 NCR 1200		11-27 NCR 2071	*	Approve	04/15/98	*	13-01 NCR 43		
15A NCAC 07H .1605	11-15 NCR 1200		11-27 NCR 2071	*	Approve	04/15/98	*	13-01 NCR 43		
15A NCAC 07H .1700	12-21 NCR 1873									
15A NCAC 07H .1705	12-16 NCR 1489		13-01 NCR 26	S	Object	09/17/98				
15A NCAC 07H .1805		13-07 NCR 593								



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15A NCAC 07H .2100	13:05 NCR 436									
15A NCAC 07H .2400	13:05 NCR 436									
15A NCAC 07I .0200	12:24 NCR 2202									
15A NCAC 07I .0204		13:07 NCR 593								
15A NCAC 07I .0405	12:24 NCR 2202									
15A NCAC 07K .0203	12:21 NCR 1873									
15A NCAC 07K .0208	12:21 NCR 1873									
15A NCAC 07L .0202	12:21 NCR 1874									
15A NCAC 07L .0203	12:21 NCR 1874									
15A NCAC 07L .0206	12:21 NCR 1874									
15A NCAC 07L .0302	12:21 NCR 1874									
15A NCAC 07L .0304	12:21 NCR 1874									
15A NCAC 07L .0401	12:21 NCR 1874									
15A NCAC 07L .0405	12:21 NCR 1874									
15A NCAC 07M .0300	12:24 NCR 2202									
15A NCAC 07M .0401	13:04 NCR 361									
15A NCAC 07M .0402	13:04 NCR 361									
15A NCAC 07M .0403	13:04 NCR 361									
15A NCAC 07O .0105	13:02 NCR 176		13:06 NCR 551	S						
15A NCAC 07O .0202	13:02 NCR 176		13:06 NCR 551	S						
<b>Environmental Management Commission</b>										
15A NCAC 02	10:24 NCR 3045									
15A NCAC 02	11:04 NCR 183									
15A NCAC 02	11:19 NCR 1408									
15A NCAC 02B .0100	13:08 NCR 621									
15A NCAC 02B .0101	11:24 NCR 1818		11:30 NCR 2303	*						
15A NCAC 02B .0200	13:08 NCR 621									

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15A NCAC 02B .0202	11.24 NCR 1818		11.30 NCR 2303	*						
15A NCAC 02B .0223	11.02 NCR 75									
15A NCAC 02B .0223	11.03 NCR 109									
15A NCAC 02B .0227	10.18 NCR 2400		11.12 NCR 973	*						
15A NCAC 02B .0230	11.24 NCR 1818		11.30 NCR 2303	*						
15A NCAC 02B .0231	11.02 NCR 75		11.10 NCR 824 11.14 NCR 1136	L/SE						
15A NCAC 02B .0233	11.02 NCR 75		11.10 NCR 824	L	Object	01/15/98				
		12.02 NCR 77	11.14 NCR 1136	L	Approve	02/19/98	*		12.22 NCR 2012	Pending Leg. Action
		12.14 NCR 1348								
		12.20 NCR 1836								
15A NCAC 02B .0245	12.23 NCR 2088		12.06 NCR 462	S/L/SE						
15A NCAC 02B .0246	12.23 NCR 2088		13.04 NCR 368	*						
15A NCAC 02B .0247	12.23 NCR 2088		13.04 NCR 368	*						
15A NCAC 02B .0248	12.23 NCR 2088		13.04 NCR 368	L/SE						
15A NCAC 02B .0249	12.23 NCR 2088		13.04 NCR 368	*						
15A NCAC 02B .0250	12.23 NCR 2088		13.04 NCR 368	SE						
15A NCAC 02B .0251	12.23 NCR 2088		13.04 NCR 368	L/SE						
15A NCAC 02B .0308	12.12 NCR 993		13.04 NCR 368	L/SE						
15A NCAC 02B .0308	12.14 NCR 1233		12.21 NCR 1879	*						
15A NCAC 02B .0308	12.16 NCR 1489		12.23 NCR 2091	L						
15A NCAC 02B .0309	12.14 NCR 1233		12.19 NCR 1769	*						
15A NCAC 02B .0311	12.10 NCR 865		12.19 NCR 1769	*						
15A NCAC 02B .0311	12.23 NCR 2088		12.19 NCR 1769	*						
15A NCAC 02B .0313	12.10 NCR 865		12.20 NCR 1825	*						
15A NCAC 02B .0316	11.26 NCR 1976		12.01 NCR 6	*	Approve	01/15/98	*		12.21 NCR 1886	Extend Com. Period 12.13 NCR 1095 Pending Leg. Action
15A NCAC 02D .0101	12.02 NCR 52									

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15A NCAC 02D .0101	12:16 NCR 1482									
15A NCAC 02D .0105	N/A	N/A	N/A		Approve	04/15/98			13:01 NCR 43	
15A NCAC 02D .0108	11:15 NCR 1200									
15A NCAC 02D .0307	11:15 NCR 1200									
15A NCAC 02D .0405	12:16 NCR 1482		13:03 NCR 270	*						
15A NCAC 02D .0409	12:16 NCR 1482		13:03 NCR 270	*						
15A NCAC 02D .0410	12:16 NCR 1482		13:03 NCR 270							
15A NCAC 02D .0501	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0501	11:15 NCR 1200									
15A NCAC 02D .0501	11:04 NCR 183									
15A NCAC 02D .0503	10:24 NCR 3045		13:03 NCR 270	*						
15A NCAC 02D .0504	10:24 NCR 3045		13:03 NCR 270	*						
15A NCAC 02D .0518	11:19 NCR 1408									
15A NCAC 02D .0521	11:15 NCR 1200									
15A NCAC 02D .0524	11:15 NCR 1200									
15A NCAC 02D .0524	13:08 NCR 621									
15A NCAC 02D .0525	11:15 NCR 1200									
15A NCAC 02D .0535	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02D .0540	13:04 NCR 356									
15A NCAC 02D .0541	13:08 NCR 621									
15A NCAC 02D .0601	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0602	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0604	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0605	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0606	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0607	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0608	10:18 NCR 2318		12:22 NCR 1983	*						
15A NCAC 02D .0610	10:18 NCR 2318		12:22 NCR 1983	*						

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15A NCAC 02D 0610	11 15 NCR 1200									
15A NCAC 02D 0611	10 18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D 0611	11 15 NCR 1200									
15A NCAC 02D 0612	10 18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D 0612	11 15 NCR 1200									
15A NCAC 02D 0613	10 18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D 0613	11 15 NCR 1200									
15A NCAC 02D 0614	10 18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D 0614	11 15 NCR 1200									
15A NCAC 02D 0615	10 18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D 0615	11 15 NCR 1200									
15A NCAC 02D 0806	11 26 NCR 1976									
15A NCAC 02D 0902	11 19 NCR 1408									
15A NCAC 02D 0903	10 18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D 0903	11 15 NCR 1200									
15A NCAC 02D 0909	11 19 NCR 1408									
15A NCAC 02D 0912	11 15 NCR 1200									
15A NCAC 02D 0917	11 19 NCR 1408									
15A NCAC 02D 0918	11 19 NCR 1408									
15A NCAC 02D 0919	11 19 NCR 1408									
15A NCAC 02D 0920	11 19 NCR 1408									
15A NCAC 02D 0921	11 19 NCR 1408									
15A NCAC 02D 0922	11 19 NCR 1408									
15A NCAC 02D 0923	11 19 NCR 1408									
15A NCAC 02D 0924	11 19 NCR 1408									
15A NCAC 02D 0927	10 18 NCR 2317		12.08 NCR 650	*	Approve	04/15/98		13.01 NCR 43		
15A NCAC 02D 0934	11 19 NCR 1408									
15A NCAC 02D 0948	11 19 NCR 1408									

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					Action	Date				
15A NCAC 02D .0949	11.19 NCR 1408									
15A NCAC 02D .0950	11.19 NCR 1408									
15A NCAC 02D .0951	11.19 NCR 1408									
15A NCAC 02D .0952	12.16 NCR 1482									
15A NCAC 02D .0954	11.15 NCR 1200									
15A NCAC 02D .1100	11.08 NCR 442									
15A NCAC 02D .1102	11.08 NCR 442		12.08 NCR 650	SE	Approve	04/15/98			13.01 NCR 43	
15A NCAC 02D .1103	11.08 NCR 442		12.08 NCR 650	SE	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 02D .1103	13.04 NCR 356									
15A NCAC 02D .1104	11.08 NCR 442		12.08 NCR 650	SE	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 02D .1104	12.02 NCR 52	12.02 NCR 77								
15A NCAC 02D .1104	13.04 NCR 356									
15A NCAC 02D .1105	10.18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D .1105	11.15 NCR 1200									
15A NCAC 02D .1106	11.08 NCR 442		12.08 NCR 650	SE	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 02D .1106	11.26 NCR 1976									
15A NCAC 02D .1201	10.18 NCR 2317		12.08 NCR 650	*	Approve	04/15/98			13.01 NCR 43	
15A NCAC 02D .1201	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1202	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1203	11.15 NCR 1200									
15A NCAC 02D .1203	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1204	10.18 NCR 2318		12.22 NCR 1983	*						
15A NCAC 02D .1204	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1205	10.18 NCR 2317		12.08 NCR 650	*	Approve	04/15/98			13.01 NCR 43	
15A NCAC 02D .1205	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1206	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1208	12.16 NCR 1482		13.03 NCR 270	L						
15A NCAC 02D .1209	12.16 NCR 1482		13.03 NCR 270	L						

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					Action	Date				
15A NCAC 02D 1404	10-18 NCR 2318		12-22 NCR 1983	*						
15A NCAC 02D 1404	11-15 NCR 1200			*						
15A NCAC 02D 1501	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 1502	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 1503	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 1504	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 1601	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 1700	12-02 NCR 52									
15A NCAC 02D 1903	12-16 NCR 1482									
15A NCAC 02D 1904	12-16 NCR 1482									
15A NCAC 02D 2001	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 2002	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 2003	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 2004	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 2005	12-20 NCR 1817		13-03 NCR 270	*						
15A NCAC 02D 2100	13-04 NCR 356									
15A NCAC 02D 2200	11-26 NCR 1976									
15A NCAC 02H 0226	12-20 NCR 1817	13-04 NCR 426	13-05 NCR 491	*						
15A NCAC 02H 0610	10-18 NCR 2317		12-08 NCR 650	*						
15A NCAC 02H 0610	12-02 NCR 52	12-02 NCR 77 Temp Expired 04/11/98						Approve	09/17/98	
15A NCAC 02H 0800	13-04 NCR 356									
15A NCAC 02H 0800	13-08 NCR 621									
15A NCAC 02H 1202	11-15 NCR 1200									
15A NCAC 02H 1203	11-15 NCR 1200									
15A NCAC 02H 1204	11-15 NCR 1200									
15A NCAC 02H 1205	11-15 NCR 1200									
15A NCAC 02L	11-15 NCR 1200 11-15 NCR 1204									

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15A NCAC 02L .0106		10:19 NCR 2508	11:21 NCR 1639	*	Approve	12/18/98	*	12:17 NCR 1620	Pending Leg. Action	
15A NCAC 02L .0106		12:08 NCR 713								
15A NCAC 02L .0115	11:15 NCR 1200		11:21 NCR 1639	L	Object	12/18/97	*	12:22 NCR 2012	Pending Leg. Action	
15A NCAC 02L .0115	11:15 NCR 1204	12:08 NCR 713			Approve	02/19/98				
15A NCAC 02L .0202	10:20 NCR 2591									
15A NCAC 02L .0202	13:04 NCR 356									
15A NCAC 02N	11:15 NCR 1200									
15A NCAC 02N	11:15 NCR 1204									
15A NCAC 02N 0701	11:15 NCR 1200	12:08 NCR 713	11:21 NCR 1639	*	Approve	12/18/97	*	12:17 NCR 1620	Pending Leg. Action	
15A NCAC 02N .0707	11:15 NCR 1204	12:08 NCR 713	11:21 NCR 1639	*	Object	12/18/97	*	12:22 NCR 2012	Pending Leg. Action	
15A NCAC 02P	11:15 NCR 1200				Approve	02/19/98				
15A NCAC 02P .0402	11:15 NCR 1204	10:19 NCR 2512	11:21 NCR 1639	*	Approve	12/18/97		12:17 NCR 1620	Pending Leg. Action	
15A NCAC 02Q .0101	10:18 NCR 2317	12:08 NCR 713								
15A NCAC 02Q .0102	10:18 NCR 2317				Approve	04/15/98		13:01 NCR 43		
15A NCAC 02Q .0102					Approve	04/15/98		13:01 NCR 43		
15A NCAC 02Q .0102	11:19 NCR 1408									
15A NCAC 02Q .0102	12:02 NCR 52		13:03 NCR 270	*						
15A NCAC 02Q .0102	12:16 NCR 1482									
15A NCAC 02Q .0102	13:08 NCR 621									
15A NCAC 02Q .0103	12:16 NCR 1482		13:03 NCR 270	*						
15A NCAC 02Q .0103	12:20 NCR 1817									
15A NCAC 02Q .0107	12:16 NCR 1482		13:03 NCR 270	*						
15A NCAC 02Q .0304	11:26 NCR 1976		13:03 NCR 270	*						
15A NCAC 02Q .0306	11:26 NCR 1976		13:03 NCR 270	*						
15A NCAC 02Q .0309	11:26 NCR 1976		13:03 NCR 270	*						
15A NCAC 02Q .0314	11:26 NCR 1976		13:03 NCR 270	*						
15A NCAC 02Q .0315	12:20 NCR 1817		13:03 NCR 270	*						
15A NCAC 02Q .0301	10:18 NCR 2317		12:08 NCR 650	*	Approve	04/15/98		13:01 NCR 43		

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15A NCAC 02Q 0401	12 04 NCR 240		13 03 NCR 270	*						
15A NCAC 02Q 0402	12 04 NCR 240		13 03 NCR 270	*						
15A NCAC 02Q 0501	10 18 NCR 2317		12 08 NCR 650	*	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0508	13 08 NCR 621									
15A NCAC 02Q 0511	12 20 NCR 1817		13 03 NCR 270	*						
15A NCAC 02Q 0700	11 08 NCR 442									
15A NCAC 02Q 0701	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02Q 0702	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02Q 0703	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0703	13 04 NCR 356									
15A NCAC 02Q 0704	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0705	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02Q 0706	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0707	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02Q 0708	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02Q 0709	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02Q 0710	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0711	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0711	13 04 NCR 356									
15A NCAC 02Q 0712	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0713	11 08 NCR 442		12 08 NCR 650	SF	Approve	04/15/98			13 01 NCR 43	
15A NCAC 02Q 0801	12 02 NCR 52		13 03 NCR 270	*						
15A NCAC 02Q 0803	12 02 NCR 52		13 03 NCR 270	*						
15A NCAC 02Q 0808	12 16 NCR 1482		13 03 NCR 270	*						
15A NCAC 02R 0101	12 02 NCR 52		12 14 NCR 1267	*	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02R 0102	12 02 NCR 52		12 14 NCR 1267	*	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02R 0201	12 02 NCR 52		12 14 NCR 1267	*	Approve	04/15/98	*		13 01 NCR 43	
15A NCAC 02R 0202	12 02 NCR 52		12 14 NCR 1267	S	Approve	04/15/98	*		13 01 NCR 43	



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15A NCAC 02R .0203	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0204	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0205	12:02 NCR 52		12:14 NCR 1267	S						
15A NCAC 02R .0301	12:02 NCR 52		12:14 NCR 1267	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0302	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0401	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0402	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0403	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0501	12:02 NCR 52		12:14 NCR 1267	S	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0502		11:27 NCR 2075	12:14 NCR 1267	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0503		11:27 NCR 2075	12:14 NCR 1267	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0504		11:27 NCR 2075	12:14 NCR 1267	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 02R .0600	12:02 NCR 52									
<b>Health Services, Commission for</b>										
15A NCAC 13A .0100	12:02 NCR 52									
15A NCAC 13A .0109	12:07 NCR 509		12:22 NCR 2000	*	Approve	09/17/98				
15A NCAC 13A .0110	12:07 NCR 509		12:22 NCR 2000	*	Approve	09/17/98				
15A NCAC 13A .0111	12:07 NCR 509		12:22 NCR 2000	*	Approve	09/17/98				
15A NCAC 13B .1301		12:12 NCR 1064	12:24 NCR 2211	*	Approve	09/17/98				
15A NCAC 13B .1624	11:19 NCR 1764	13:03 NCR 325	12:24 NCR 2211	L	<b>Object</b>	<b>09/17/98</b>				
15A NCAC 13B .1627	11:08 NCR 442		11:13 NCR 1055	*						
15A NCAC 13B .1800	11:08 NCR 442									
15A NCAC 13B .1800	11:26 NCR 1976									
15A NCAC 18A	11:04 NCR 183									
15A NCAC 18A .0425		12:14 NCR 1352								
		13:06 NCR 566		*						
15A NCAC 18A .0432		12:14 NCR 1352	13:06 NCR 566	*						
		13:06 NCR 566	13:06 NCR 566	*						
15A NCAC 18A .1601		12:21 NCR 1882								
15A NCAC 18A .1611		12:21 NCR 1882								

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15A NCAC 18A 1720	12.16 NCR 1482	12.18 NCR 1713								
		12.21 NCR 1882								
		12.24 NCR 2228								
15A NCAC 18A 1808	13.08 NCR 621									
15A NCAC 18A 1810										
15A NCAC 18A 1812	13.08 NCR 621									
15A NCAC 18A 2308	12.03 NCR 168									
15A NCAC 18A 2309	12.03 NCR 168		12.07 NCR 519	*	Ext. Review Object	12/18/97				
15A NCAC 18A 2508	12.08 NCR 614		12.07 NCR 519	*	Ext. Review Object	01/15/98				
15A NCAC 18A 2513	12.08 NCR 614		13.01 NCR 31	*	Ext. Review Object	12/18/97				
15A NCAC 18A 2515	12.08 NCR 614		13.01 NCR 31	*		01/15/98				
15A NCAC 18A 2517	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2518	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2522	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2526	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2528	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2530	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2531	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2532	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2535	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2537	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2539	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2543	12.08 NCR 614		13.01 NCR 31	*						
15A NCAC 18A 2600	12.04 NCR 240									
15A NCAC 18A 2612		12.14 NCR 1352								
		13.06 NCR 566								
15A NCAC 18A 2801	12.16 NCR 1482	12.19 NCR 1782	13.06 NCR 566	*						
15A NCAC 18A 2802	12.16 NCR 1482	12.19 NCR 1782	13.02 NCR 235	*						
15A NCAC 18A 2803	12.16 NCR 1482	12.19 NCR 1782	13.02 NCR 235	*						
15A NCAC 18A 2804	12.16 NCR 1482	12.19 NCR 1782	13.02 NCR 235	*						

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15A NCAC 18A .2805	12:16 NCR 1482									
15A NCAC 18A .2806	12:16 NCR 1482									
15A NCAC 18A .2807	12:16 NCR 1482									
15A NCAC 18A .2808	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2809	12:16 NCR 1482									
15A NCAC 18A .2810	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2811	12:16 NCR 1482									
15A NCAC 18A .2812	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2813	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2814	12:16 NCR 1482									
15A NCAC 18A .2815	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2816	12:16 NCR 1482									
15A NCAC 18A .2817	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2818	12:16 NCR 1482									
15A NCAC 18A .2819	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2820	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2821	12:16 NCR 1482									
15A NCAC 18A .2822	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2823	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2824	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2825	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2826	12:16 NCR 1482									
15A NCAC 18A .2827	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2828	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2829	12:16 NCR 1482		13:02 NCR 235	*						
15A NCAC 18A .2830	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2831	12:16 NCR 1482	12:19 NCR 1782	13:02 NCR 235	*						
15A NCAC 18A .2832	12:16 NCR 1482		13:02 NCR 235	*						

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15A NCAC 18A .2833	12-16 NCR 1482	12-19 NCR 1782	13-02 NCR 235	*						
15A NCAC 18A .2834	12-16 NCR 1482	12-19 NCR 1782	13-02 NCR 235	*						
15A NCAC 18A .2835	12-16 NCR 1482									
15A NCAC 18A .2836	12-16 NCR 1482									
15A NCAC 18A .3101	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Object	07/23/98				
15A NCAC 18A .3102	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	08/20/98	*			
15A NCAC 18A .3103	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Object	07/23/98				
15A NCAC 18A .3104	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	08/20/98	*			
15A NCAC 18A .3105	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	07/23/98		13-09 NCR 779		
15A NCAC 18A .3106	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	07/23/98	*	13-09 NCR 779		
15A NCAC 18A .3107	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Object	07/23/98				
15A NCAC 18A .3108	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	08/20/98	*			
15A NCAC 18A .3109	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	07/23/98	*			
15A NCAC 18A .3110	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Object	07/23/98				
15A NCAC 18A .3111	12-11 NCR 920	12-12 NCR 1064	12-20 NCR 1829	S	Approve	08/20/98	*			
15A NCAC 18C	13-04 NCR 356									
15A NCAC 19A .0101	12-02 NCR 52	12-02 NCR 88								
15A NCAC 21H .0110	12-20 NCR 1822		13-07 NCR 591	S						
15A NCAC 21H .0111	12-20 NCR 1822		13-07 NCR 591	S						
15A NCAC 21H .0113	12-20 NCR 1822		13-07 NCR 591	*						
15A NCAC 26C .0001	11-19 NCR 1408									
15A NCAC 26C .0002	11-19 NCR 1408									
15A NCAC 26C .0003	11-19 NCR 1408									
15A NCAC 26C .0004	11-19 NCR 1408									
15A NCAC 26C .0005	11-19 NCR 1408									
15A NCAC 26C .0006	11-19 NCR 1408									
15A NCAC 26C .0007	11-19 NCR 1408									

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<b>Land Resources/Land Quality/Sedimentation Control Commission</b>										
15A NCAC 04B .0106	12:20 NCAC 1817		13-09 NCR 760	*						
15A NCAC 04B .0107	12:20 NCAC 1817		13-09 NCR 760	*						
15A NCAC 04B .0127	12:20 NCAC 1817		13-09 NCR 760	*						
<b>Marine Fisheries Commission</b>										
15A NCAC 03	11:11 NCR 881									
15A NCAC 03	11:20 NCR 1537									
15A NCAC 03	11:26 NCR 1985									
15A NCAC 03H .0103	12:23 NCR 2089									
15A NCAC 03I .0101	12:23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03J .0103		13-08 NCR 739								
15A NCAC 03J .0107	12:23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03J .0109	12:23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03J .0202	11:07 NCR 407		11-11 NCR 888	*						
15A NCAC 03J .0202	11:26 NCR 1976	12-12 NCR 1063	12-05 NCR 418	*	Approve	04/15/98	*	13-01 NCR 43		
15A NCAC 03L .0102	11:07 NCR 407		12-12 NCR 1002	*	Approve	04/15/98	*	13-01 NCR 43		
15A NCAC 03M .0501		13-08 NCR 739	11-11 NCR 888	*						
15A NCAC 03M .0503	12:19 NCR 1762	12-23 NCR 2094	13-03 NCR 303	*						
15A NCAC 03M .0507	12:23 NCR 2089	12-23 NCR 2094	13-03 NCR 303	*						
15A NCAC 03M .0513	11:26 NCR 1976		12-05 NCR 418	*						
15A NCAC 03M .0513	11:26 NCR 1985		12-12 NCR 1002	*						
15A NCAC 03M .0515	12:23 NCR 2089		13-03 NCR 303	*	Approve	04/15/98		13-01 NCR 43		
15A NCAC 03O .0303		12-23 NCR 2094	13-03 NCR 303	*						
15A NCAC 03O .0306		12-19 NCR 1780	13-03 NCR 303	*						
15A NCAC 03P .0103	12:23 NCR 2089	12-23 NCR 2094	13-03 NCR 303	*						
15A NCAC 03P .0201	12:23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03P .0202	12:23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03P .0203	12:23 NCR 2089		13-03 NCR 303	*						

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15A NCAC 03P 0301	12-23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03P 0302	12-23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03P 0303	12-23 NCR 2089		13-03 NCR 303	*						
15A NCAC 03P 0304	12-23 NCR 2089		13-03 NCR 303	*						
<b>Parks and Recreation Commission</b>										
15A NCAC 12A 0001	12-13 NCR 1097									
15A NCAC 12A 0004	12-13 NCR 1097									
15A NCAC 12A 0005	12-13 NCR 1097									
15A NCAC 12B 0101	12-13 NCR 1097									
15A NCAC 12B 0104	12-13 NCR 1097									
15A NCAC 12B 0106	12-13 NCR 1097									
15A NCAC 12B 0203	12-13 NCR 1097									
15A NCAC 12B 0401	12-13 NCR 1097									
15A NCAC 12B 0402	12-13 NCR 1097									
15A NCAC 12B 0501	12-13 NCR 1097									
15A NCAC 12B 0602	12-13 NCR 1097									
15A NCAC 12B 0701	12-13 NCR 1097									
15A NCAC 12B 0702	12-13 NCR 1097									
15A NCAC 12B 0802	12-13 NCR 1097									
15A NCAC 12B 1001	12-13 NCR 1097									
15A NCAC 12B 1004	12-13 NCR 1097									
15A NCAC 12B 1102	12-13 NCR 1097									
15A NCAC 12B 1201	12-13 NCR 1097									
<b>Radiation Protection</b>										
15A NCAC 11 0104	12-22 NCR 1979		13-04 NCR 378	*						
15A NCAC 11 0111	12-22 NCR 1979		13-04 NCR 378	*						
15A NCAC 11 0117	12-22 NCR 1979		13-04 NCR 378	*						
15A NCAC 11 0305	12-22 NCR 1979		13-04 NCR 378	*						

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15A NCAC 11 .0317	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0318	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0321	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0323	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0339	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0353	12:22 NCR 1979		13:04 NCR 378	S						
15A NCAC 11 .0359	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0360	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0361	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0362	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0502	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0503	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0506	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0507	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0508	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0509	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0510	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0511	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0512	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0513	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0515	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0516	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0517	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0520	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0521	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0522	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0523	12:22 NCR 1979		13:04 NCR 378	*						
15A NCAC 11 .0524	12:22 NCR 1979		13:04 NCR 378	*						

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15A NCAC 11 0525	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 0702	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 0703	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 1003	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 1100	12 04 NCR 240									
15A NCAC 11 1400	12 04 NCR 240									
15A NCAC 11 1633	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 1635	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 1647	12 22 NCR 1979		13 04 NCR 378	*						
15A NCAC 11 1653	12 22 NCR 1979		13 04 NCR 378	*						
<b>Soil &amp; Water Conservation</b>										
15A NCAC 06E 0105	12 20 NCR 1817		13 01 NCR 25	*						
15A NCAC 06E 0107	12 20 NCR 1817		13 08 NCR 688	*						
<b>Water Pollution Control System Operators Certification Commission</b>										
15A NCAC 08A 0101	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08A 0202	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08A 0301	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08A 0302	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08A 0303	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0101	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0102	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0103	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0104	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0105	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0106	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0108	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0109	11 26 NCR 1976		13 02 NCR 204	*						
15A NCAC 08B 0201	11 26 NCR 1976		13 02 NCR 204	*						



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15A NCAC 08B .0202	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0203	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0204	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0205	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0207	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0208	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0209	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0210	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0211	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0212	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0213	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0214	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0301	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0302	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0303	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0304	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0402	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0404	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0405	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0406	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0502	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08B .0506	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08C .0002	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08C .0004	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08C .0005	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08C .0006	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08C .0007	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08C .0008	11:26 NCR 1976		13:02 NCR 204	*						

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15A NCAC 08D 0002	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08D 0004	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08D 0005	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08D 0006	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08E	11.26 NCR 1976									
15A NCAC 08F	11.26 NCR 1976									
15A NCAC 08G 0101	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0102	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0201	11.26 NCR 1976		13.02 NCR 204	S/I						
15A NCAC 08G 0202	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0203	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0204	11.26 NCR 1976		13.02 NCR 204	S/I						
15A NCAC 08G 0205	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0301	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0302	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0303	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0304	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0305	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0306	11.26 NCR 1976		13.02 NCR 204	S/I						
15A NCAC 08G 0307	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0308	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0401	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0402	11.26 NCR 1976		13.02 NCR 204	S/I						
15A NCAC 08G 0403	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0404	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0405	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0406	11.26 NCR 1976		13.02 NCR 204	*						
15A NCAC 08G 0407	11.26 NCR 1976		13.02 NCR 204	*						

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15A NCAC 08G .0408	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0409	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0501	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0502	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0503	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0504	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0505	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0601	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0602	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0603	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0604	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0701	11:26 NCR 1976		13:02 NCR 204	S/L						
15A NCAC 08G .0801	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0802	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0803	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0804	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0901	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .0902	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1001	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1002	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1101	11:26 NCR 1976		13:02 NCR 204	*						
15A NCAC 08G .1102	11:26 NCR 1976		13:02 NCR 204	*						
<b>Wildlife Resources Commission</b>										
Public Notice - 15A NCAC 10B .0105										
15A NCAC 10B .0100	13:08 NCR 625									
15A NCAC 10B .0105		13:07 NCR 505								13:04 NCR 353
15A NCAC 10B .0113	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 10B .0200	13:08 NCR 625									

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15A NCAC 10B .0202	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10B .0203	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10B .0207	12.06 NCR 445	13.04 NCR 427	12.24 NCR 2205	*	Approve	09/17/98	*			
15A NCAC 10B .0209	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10B .0216	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10B .0300	13.08 NCR 625									
15A NCAC 10C .0100	13.08 NCR 625									
15A NCAC 10C .0200	13.08 NCR 625									
15A NCAC 10C .0203	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0205	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0212	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0300	13.08 NCR 625									
15A NCAC 10C .0302	13.01 NCR 3		13.05 NCR 492	*						
15A NCAC 10C .0304	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0305	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0305	13.01 NCR 3		13.05 NCR 492	*						
15A NCAC 10C .0400	13.01 NCR 3									
15A NCAC 10C .0400	13.08 NCR 625									
15A NCAC 10C .0401	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0402	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0404	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10C .0405	13.01 NCR 3		13.05 NCR 492	*						
15A NCAC 10C .0407	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10D	12.18 NCR 1694									
15A NCAC 10D 0002	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10D 0002	13.08 NCR 625									
15A NCAC 10D 0003	12.06 NCR 445		12.12 NCR 1004	*	Approve	04/15/98	*		13.01 NCR 43	
15A NCAC 10D 0003	12.18 NCR 1694		12.24 NCR 2205	*						

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15A NCAC 10D .0003	13:08 NCR 625									
15A NCAC 10D .0004	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 10F .0102	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 10F .0103	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98	*		13:01 NCR 43	
15A NCAC 10F .0104	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10F .0105	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10F .0109	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10F .0301	12:19 NCR 1763	12:24 NCR 2224	12:24 NCR 2224	*						
15A NCAC 10F .0303	12:19 NCR 1763									
15A NCAC 10F .0303	N/A		N/A		Approve	05/21/98			13:02 NCR 249	
15A NCAC 10F .0305	12:10 NCR 865	12:16 NCR 1518	12:16 NCR 1518	*	Approve	07/23/98			13:09 NCR 779	
15A NCAC 10F .0310	12:19 NCR 1763	12:24 NCR 2224	12:24 NCR 2224	L						
15A NCAC 10F .0310	13:07 NCR 595				Approve	07/23/98			13:09 NCR 779	
15A NCAC 10F .0311	12:11 NCR 920	12:24 NCR 2224	12:17 NCR 1608	L						
15A NCAC 10F .0314	12:19 NCR 1763				Approve	07/23/98			13:09 NCR 779	
15A NCAC 10F .0317	12:11 NCR 920	12:24 NCR 2224	12:17 NCR 1608	L						
15A NCAC 10F .0317	13:08 NCR 625				Approve	07/23/98			13:09 NCR 779	
15A NCAC 10F .0318	12:06 NCR 445				Approve	07/23/98				
15A NCAC 10F .0327	12:11 NCR 920	12:24 NCR 2224	12:17 NCR 1608	L			*		13:09 NCR 779	
15A NCAC 10F .0330	13:03 NCR 269	13:07 NCR 595	13:07 NCR 595	S/L						
15A NCAC 10F .0342	13:07 NCR 585				Approve	07/23/98				
15A NCAC 10F .0345	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10F .0347	12:06 NCR 445	12:19 NCR 1781	12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10F .0359	12:19 NCR 1763	12:19 NCR 1781			Approve	04/15/98				
15A NCAC 10G .0402	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10G .0403	12:06 NCR 445		12:12 NCR 1004	*	Approve	04/15/98			13:01 NCR 43	
15A NCAC 10G .0404	12:06 NCR 445		12:12 NCR 1004	*	Extend Review Object	04/15/98 06/18/98				

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15A NCAC 10H .0802	12.06 NCR 445		12.13 NCR 1127	*	Approve	07/23/98	*	13.09 NCR 779		
15A NCAC 10H .0810	12.06 NCR 445		12.13 NCR 1137	*	Approve	04/15/98	*	13.01 NCR 43		
<b>FINAL DECISION LETTERS</b>										
Voting Rights Act										
Voting Rights Act										
Voting Rights Act										
Voting Rights Act										
<b>GENERAL CONTRACTORS LICENSING BOARD</b>										
21 NCAC 12 .0204	11.28 NCR 2117		12.04 NCR 292	*	Approve	04/15/98	*	13.01 NCR 43		13.02 NCR 173
21 NCAC 12 .0204		13.06 NCR 568								13.04 NCR 354
21 NCAC 12 .0503	11.28 NCR 2117									13.07 NCR 583
21 NCAC 12 .0504	11.28 NCR 2117									13.09 NCR 756
21 NCAC 12 .0902	11.28 NCR 2117									
21 NCAC 12 .0905	11.28 NCR 2117									
21 NCAC 12 .0906	11.28 NCR 2117									
21 NCAC 12 .0907	11.28 NCR 2117									
21 NCAC 12 .0908	11.28 NCR 2117									
21 NCAC 12 .0909	11.28 NCR 2117									
21 NCAC 12 .0910	11.28 NCR 2117									
21 NCAC 12 .0911	11.28 NCR 2117									
21 NCAC 12 .0912	11.28 NCR 2117									
<b>GOVERNOR'S EXECUTIVE ORDERS</b>										
Number 136 - Eff. 06/05/98										
Number 137 - Eff. 08/11/98										
Number 138 - Eff. 08/25/98										
Number 139 - Eff. 08/26/98										
Number 140 - Eff. 09/29/98										

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## HEALTH AND HUMAN SERVICES

### Aging

10 NCAC 22 10.23 NCR 2956

### Child Day Care Commission

10 NCAC 03U 0102 12.21 NCR 1873

10 NCAC 03U 0302 12.08 NCR 617

10 NCAC 03U 0305 12.21 NCR 1873

10 NCAC 03U 0602 11.24 NCR 1817 12.08 NCR 710

10 NCAC 03U 0604 11.24 NCR 1817 12.08 NCR 710

10 NCAC 03U 0605 11.24 NCR 1817 12.08 NCR 710

10 NCAC 03U 0605 12.08 NCR 710

10 NCAC 03U 0703 12.08 NCR 617

10 NCAC 03U 0704 12.08 NCR 617

10 NCAC 03U 0705 11.14 NCR 1108

10 NCAC 03U 0705 11.24 NCR 1817 12.08 NCR 710

10 NCAC 03U 0707 12.08 NCR 617

10 NCAC 03U 0708 12.08 NCR 617

10 NCAC 03U 0710 12.08 NCR 617

10 NCAC 03U 0806 12.08 NCR 617

10 NCAC 03U 0901 11.08 NCR 449

10 NCAC 03U 1601 12.21 NCR 1873

10 NCAC 03U 1602 12.21 NCR 1873

10 NCAC 03U 1606 12.21 NCR 1873

10 NCAC 03U 1612 12.21 NCR 1873

10 NCAC 03U 1701 12.21 NCR 1873

10 NCAC 03U 1720 12.08 NCR 617

10 NCAC 03U 2000 12.21 NCR 1873

			13.06 NCR 539	*		Object	03/20/98		13.01 NCR 43	
			12.13 NCR 1098	*		Approve	04/15/98			
			13.06 NCR 539	*						
			12.13 NCR 1098	S/L		Approve	03/20/98	*	12.23 NCR 2100	Pending Leg. Action
			12.13 NCR 1098	*		Approve	03/20/98	*	12.23 NCR 2100	Pending Leg. Action
			12.13 NCR 1098	*		Object	03/20/98	*		
			11.27 NCR 2054	*		Approve	04/15/98	*	13.01 NCR 43	Pending Leg. Action
			12.13 NCR 1098	*		Approve	03/20/98	*	12.23 NCR 2100	Pending Leg. Action
			12.13 NCR 1098	*		Approve	03/20/98	*	12.23 NCR 2100	Pending Leg. Action
			12.13 NCR 1098	*		Approve	04/15/98	*	13.01 NCR 43	Pending Leg. Action
			12.13 NCR 1098	*		Approve	04/15/98	*	13.01 NCR 43	
			11.17 NCR 1338	*		Object	03/20/98	*		
			13.06 NCR 539	*						
			13.06 NCR 539	*						
			13.06 NCR 539	*						
			13.06 NCR 539	*						
			13.06 NCR 539	*						
			12.13 NCR 1098	*		Object	03/20/98	*	13.01 NCR 43	
						Approve	04/15/98			

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10 NCAC 03U 2500	12.21 NCR 1873									
10 NCAC 03U 2801	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2802	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2803	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2804	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2805	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2806	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2807	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2808	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2809	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2810	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2811	12.21 NCR 1873		13.06 NCR 539	S						
10 NCAC 03U 2812	12.21 NCR 1873		13.06 NCR 539	S						
<b>Facility Services</b>										
<b>Certificate of Public Advantage (COPA)</b>										
<b>Public Notice - Draft 1999 State Medical Facilities Plan</b>										
<b>Abbreviated Notice of Temporary Rule-Making</b>										
10 NCAC 03R 0214	12.08 NCR 617		13.03 NCR 270	*						13.03 NCR 261
10 NCAC 03R 3000	11.23 NCR 1780									13.02 NCR 171
10 NCAC 03R 3001	10.23 NCR 2956		11.06 NCR 328	S/L/SE						13.06 NCR 536
10 NCAC 03R 3030	10.23 NCR 2956		11.06 NCR 328	S/L/SE						
10 NCAC 03R 3032	10.23 NCR 2956		11.06 NCR 328	S/L/SE						
10 NCAC 03R 3040	10.23 NCR 2956		11.06 NCR 328	S/L/SE						
10 NCAC 03R 3050	10.23 NCR 2956		11.06 NCR 328	S/L/SE						
10 NCAC 03R 3051		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R 3053		11.22 NCR 1713								
10 NCAC 03R 3053		12.06 NCR 481								
10 NCAC 03R 3060		12.06 NCR 481								



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10 NCAC 03R .3061		12.06 NCR 481								
10 NCAC 03R .3063		12.06 NCR 481								
10 NCAC 03R .3065		12.06 NCR 481								
10 NCAC 03R .3072		12.06 NCR 481								
10 NCAC 03R 6001	11.22 NCR 1704									
10 NCAC 03R .6101		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6102		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6103		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6104		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6105		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6106		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6107		12.15 NCR 1431	13.02 NCR 178	S/L/SE						
10 NCAC 03R .6108		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6109		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6110		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6111		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6112		12.15 NCR 1431	13.02 NCR 178	S/L/SE						
10 NCAC 03R .6113		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6114		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6115		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6116		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6117		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6118		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6119		12.15 NCR 1431	13.02 NCR 178	*						
10 NCAC 03R .6120		12.15 NCR 1431	13.02 NCR 178	S/L/SE						
10 NCAC 03R 6121		12.15 NCR 1431	13.02 NCR 178	S/L/SE						
10 NCAC 03R .6122		12.15 NCR 1431	13.02 NCR 178	S/L/SE						
10 NCAC 03R .6123		12.15 NCR 1431	13.02 NCR 178	S/L/SE						

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10 NCAC 03R 6124		12 15 NCR 1431	13:02 NCR 178	S/L/SE						
10 NCAC 03R 6125		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6126		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6127		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6128		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6129		12 15 NCR 1431	13:02 NCR 178	S/L/SE						
10 NCAC 03R 6130		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6131		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6132		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6133		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6134		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6135		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6136		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6137		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6138		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6139		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6140		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03R 6141		12 15 NCR 1431	13:02 NCR 178	*						
10 NCAC 03S	12 24 NCR 2194									
<b>Health Services</b>										
15A NCAC 16A .0101	12 22 NCR 1979		13:02 NCR 234	*						
15A NCAC 16A .0106	12 22 NCR 1979		13:02 NCR 234	*						
15A NCAC 16A .0108	12 22 NCR 1979		13:02 NCR 234	*						
15A NCAC 19C .0206		12 15 NCR 1451	13:05 NCR 496	S						
15A NCAC 24A .0101	12 22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0102	12 22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0302	12 22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0402	12 22 NCR 1979		13:02 NCR 244	*						

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15A NCAC 24A .0403	12:22 NCR 1979		13:02 NCR 244	*						
15A NCAC 24A .0404	12:22 NCR 1979		13:02 NCR 244	*						
<b>Medical Assistance</b>										
10 NCAC 26B .0103	12:18 NCR 1694		13:01 NCR 5	*						
10 NCAC 26D .0110	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 26H .0101	11:14 NCR 1108									
10 NCAC 26H .0102	11:14 NCR 1108									
10 NCAC 26H .0102	12:09 NCR 743	12:14 NCR 1341	12:18 NCR 1696	S/L/SE	Approve	07/23/98		13:09 NCR 779		
10 NCAC 26H .0211	12:09 NCR 743	12:14 NCR 1341	12:18 NCR 1696	S/L/SE	Approve	07/23/98		13:09 NCR 779		
10 NCAC 26H .0212		12:09 NCR 827 Temp Expired 7/31/98 12:13 NCR 733								
10 NCAC 26H .0213		11:26 NCR 1997								
10 NCAC 26H .0213		12:09 NCR 827								
		13:08 NCR 733								
10 NCAC 26H .0304		13:03 NCR 316	13:08 NCR 668	S/L						
10 NCAC 26H .0401	12:08 NCR 618	12:14 NCR 1341	12:21 NCR 1875	S/L	Approve	07/23/98		13:09 NCR 779		
10 NCAC 26H .0401		13:02 NCR 248								
10 NCAC 26H .0602		12:04 NCR 313	12:15 NCR 1419	S/L	Approve	04/15/98	*	13:01 NCR 43		
10 NCAC 26I .0101	13:02 NCR 175		13:07 NCR 588	*						
10 NCAC 26K .0106	12:05 NCR 337									
10 NCAC 26K .0106	12:06 NCR 444		12:21 NCR 1875	*						
10 NCAC 26M .0201	12:06 NCR 444		13:01 NCR 5	*						
10 NCAC 26M .0202	12:06 NCR 444		13:01 NCR 5	*						
10 NCAC 26M .0203	12:05 NCR 337									
10 NCAC 26M .0203	12:06 NCR 444		13:01 NCR 5	*						
10 NCAC 26M .0204	12:06 NCR 444		13:01 NCR 5	*						
10 NCAC 26M .0305	13:02 NCR 175		13:07 NCR 588	*						

Ext. Com. Period  
13:05 NCR 435  
Ext. Com. Period  
13:05 NCR 435  
Extend. Com. Period  
13:05 NCR 435  
Extend. Com. Period  
13:05 NCR 435

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10 NCAC 50A .0604	12.06 NCR 444		12.21 NCR 1875	*						
10 NCAC 50B .0202	12.06 NCR 444		12.21 NCR 1875	*						
10 NCAC 50B .0302	13.02 NCR 175									
10 NCAC 50B .0311	13.03 NCR 268									
10 NCAC 50B .0313	13.02 NCR 175									
<b>Medical Care Commission</b>										
10 NCAC 03D 1500	11.23 NCR 1779									
10 NCAC 03H 2210	N/A		N/A	N/A	Approve	09/17/98				
<b>Mental Health, Developmental Disabilities and Substance Abuse Services</b>										
10 NCAC 14G 0102		12.12 NCR 1060	12.19 NCR 1766	*	Object Approve	06/18/98 07/23/98	*		13.09 NCR 779	
10 NCAC 14V 0800	12.20 NCR 1820									
10 NCAC 14V .3800	12.20 NCR 1820									
10 NCAC 14V .4000	12.20 NCR 1820									
10 NCAC 14V .4301	12.19 NCR 1762		13.07 NCR 586	*						
10 NCAC 14V .4302	12.19 NCR 1762		13.07 NCR 586	*						
10 NCAC 14V .4303	12.19 NCR 1762		13.07 NCR 586	*						
10 NCAC 14V .4304	12.19 NCR 1762		13.07 NCR 586	*						
10 NCAC 14V .4305	12.19 NCR 1762		13.07 NCR 586	*						
10 NCAC 14V .4306	12.19 NCR 1762		13.07 NCR 586	*						
10 NCAC 14V .5000	12.20 NCR 1820									
10 NCAC 45H 0201	N/A	N/A	N/A	N/A	Approve	08/20/98				
10 NCAC 45H 0205	11.19 NCR 1762	12.24 NCR 2223	13.05 NCR 487	*						
<b>Secretary of Health and Human Services</b>										
10 NCAC 14C 1151	12.20 NCR 1820		13.02 NCR 198	*						
10 NCAC 14V .7006		12.01 NCR 31	12.07 NCR 511	*						
10 NCAC 14V .7201	13.05 NCR 436									
10 NCAC 21B 0117		12.17 NCR 1616	12.21 NCR 1875	S	Approve	07/23/98			13.09 NCR 779	
10 NCAC 49B .0315		12.18 NCR 1703	13.02 NCR 203	*						

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					Action	Date				
<b>Social Services Commission</b>										
10 NCAC 24A .0508	12:12 NCR 993	12:13 NCR 1180	12:23 NCR 2090	*						
10 NCAC 29C .0103		13:06 NCR 566								
10 NCAC 30 .0207	12:11 NCR 919	12:14 NCR 1347	12:15 NCR 1420	*	Approve	05/21/98		13:02 NCR 249		
10 NCAC 41A .0107		12:11 NCR 938	12:15 NCR 1420	*	Object	05/21/98	*			
				*	Approve	07/23/98		13:09 NCR 779		
10 NCAC 41E .0401	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0403	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0404	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0405	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0406	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0501	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0502	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0503	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0504	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0505	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0506	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0507	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0508	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0509	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0510	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0511	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0512	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0513	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0514	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0515	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0516	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0517	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41E .0518	12:11 NCR 919		13:05 NCR 438	*						

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10 NCAC 41E 0601	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0602	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0603	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0604	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0605	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0606	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0701	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0702	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0703	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0704	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41E 0707		12.11 NCR 938	12.15 NCR 1420	S	Approve	05/21/98			13.02 NCR 249	
10 NCAC 41E 0813		12.11 NCR 938	12.15 NCR 1420	S	Approve	05/21/98			13.02 NCR 249	
10 NCAC 41G 0501	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0502	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0504	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0505	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0506	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0507	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0508	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0509	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0510	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0511	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0512	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0513	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0601	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0602	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0603	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 0604	12.11 NCR 919		13.05 NCR 438	*						

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10 NCAC 41G .0605	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0606	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0701	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0702	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0703	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0704	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0705	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0706	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0707	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0708	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0801	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0802	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0803	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0804	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0805	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0806	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0807	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0808	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0809	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .0902	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1001	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1002	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1004	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1005	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1006	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1007	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1008	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41G .1009	12:11 NCR 919		13:05 NCR 438	*						

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10 NCAC 41G 1010	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1011	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1012	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1013	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1101	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1102	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1103	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1104	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1105	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1106	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1201	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1202	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1203	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1204	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1205	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1206	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1207	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1208	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1301	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1302	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1303	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1304	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1305	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1306	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1307	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1308	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1309	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41G 1402	12.11 NCR 919		13.05 NCR 438	*						



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10 NCAC 411 .0100	10.17 NCR 2228									
10 NCAC 411 .0102	10.17 NCR 2228		10.21 NCR 2687	*						
10 NCAC 41R .0101	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41R .0102	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41R .0103	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41R .0104	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41R .0105	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41R .0106	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41R .0107	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0101	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0102	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0201	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0202	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0203	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0204	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0301	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0302	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0303	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0304	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0305	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0306	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0307	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0401	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0402	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0403	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0404	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0405	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0406	12.11 NCR 919		13.05 NCR 438	*						

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10 NCAC 41S .0407	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0501	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0502	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0503	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0504	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0505	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0506	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0601	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0602	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0603	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0604	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0605	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0606	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0607	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0608	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0609	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0610	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0611	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0612	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0613	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0614	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0615	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0701	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0702	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0703	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0704	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0705	12.11 NCR 919		13.05 NCR 438	*						
10 NCAC 41S .0706	12.11 NCR 919		13.05 NCR 438	*						

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10 NCAC 41S .0707	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41S .0708	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41S .0709	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41S .0710	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41S .0711	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41S .0712	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41S .0713	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0101	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0102	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0103	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0104	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0105	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0106	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0201	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0202	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0203	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0204	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0205	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 41T .0206	12:11 NCR 919		13:05 NCR 438	*						
10 NCAC 42C .2301	12:22 NCR 1979		13:05 NCR 438	*						
10 NCAC 42C .3401		12:13 NCR 1180	13:02 NCR 2000	*						
10 NCAC 42C .3403		12:13 NCR 1180	13:02 NCR 2000	*						
10 NCAC 42C .3404		12:13 NCR 1180	13:02 NCR 2000	*						
10 NCAC 42C .3601		12:13 NCR 1180	13:02 NCR 2000	*						
10 NCAC 42E	13:07 NCR 585									
10 NCAC 42R .0201	12:11 NCR 919	12:13 NCR 1180	12:23 NCR 2090	S/L						
10 NCAC 42S	13:07 NCR 585									
10 NCAC 42Z	13:07 NCR 585									

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10 NCAC 47A 0502		12.11 NCR 938	12.15 NCR 1420	*	Approve	05/21/98		13.02 NCR 249		
10 NCAC 47B 0102		12.11 NCR 938	12.15 NCR 1420	*	Object	05/21/98	*	13.03 NCR 334		
10 NCAC 47B 0303		12.11 NCR 938	12.15 NCR 1420	*	Approve	06/18/98		13.02 NCR 249		
10 NCAC 47B 0304		12.11 NCR 938	12.15 NCR 1420	*	Approve	05/21/98		13.02 NCR 249		
10 NCAC 47B 0305		12.11 NCR 938	12.15 NCR 1420	*	Approve	05/21/98	*	13.02 NCR 249		
10 NCAC 47B 0403		12.11 NCR 938	12.15 NCR 1420	*	Approve	05/21/98	*	13.02 NCR 249		
10 NCAC 49B 0608	12.20 NCR 1822	13.03 NCR 320	13.06 NCR 549	*	Approve	05/21/98				
<b>Vocational Rehabilitation Services</b>										
10 NCAC 20C 0125	12.24 NCR 2202		13.06 NCR 547	S						
10 NCAC 20C 0206	12.24 NCR 2202		13.06 NCR 547	S						
<b>INSURANCE</b>										
11 NCAC 06	12.09 NCR 744									
11 NCAC 12	12.09 NCR 744									
11 NCAC 12 0840	13.01 NCR 2	13.03 NCR 323	13.08 NCR 673	*						
11 NCAC 12 0841	13.01 NCR 2	13.03 NCR 323	13.08 NCR 673	*						
11 NCAC 12 0842	13.01 NCR 2	13.03 NCR 323	13.08 NCR 673	*						
11 NCAC 12 1003	13.01 NCR 2		13.05 NCR 489	*						
11 NCAC 12 1025	13.01 NCR 2		13.05 NCR 489	*						
11 NCAC 12 1026	13.01 NCR 2		13.05 NCR 489	*						
11 NCAC 12 1212	13.01 NCR 2		13.05 NCR 489	*						
11 NCAC 12 1801		12.11 NCR 942	12.15 NCR 1424	*	Approve	04/15/98		13.01 NCR 43		
11 NCAC 12 1802		12.11 NCR 942	12.15 NCR 1424	*	Approve	04/15/98		13.01 NCR 43		
11 NCAC 12 1803		12.11 NCR 942	12.15 NCR 1424	*	Approve	04/15/98	*	13.01 NCR 43		
11 NCAC 12 1804		12.11 NCR 942	12.15 NCR 1424	*	Approve	04/15/98	*	13.01 NCR 43		
11 NCAC 13	12.09 NCR 744									
11 NCAC 14	12.09 NCR 744									
11 NCAC 15	12.09 NCR 744									
11 NCAC 16	12.09 NCR 744									

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					Action	Date				
11 NCAC 17	12.09 NCR 744									
11 NCAC 20	12.09 NCR 744									
11 NCAC 21	12.09 NCR 744									
<b>North Carolina Manufactured Housing Board</b>										
11 NCAC 8 .0912	13.01 NCR 2		13.05 NCR 488	*						
<b>JUSTICE</b>										
<b>Alarm Systems Licensing Board</b>										
12 NCAC 11	11.30 NCR 2300									
12 NCAC 11 .0204	12.12 NCR 993		12.20 NCR 1823	*						
12 NCAC 11 .0210	12.08 NCR 618		12.20 NCR 1823	*						
12 NCAC 11 .0501	11.30 NCR 2300		12.20 NCR 1823	*	Object	09/17/98				
12 NCAC 11 .0502	11.30 NCR 2300		12.20 NCR 1823	*	Object	09/17/98				
12 NCAC 11 .0503	11.30 NCR 2300		12.20 NCR 1823	*	Approve	09/17/98				
12 NCAC 11 .0504	11.30 NCR 2300		12.20 NCR 1823	*	Object	09/17/98				
12 NCAC 11 .0505	11.30 NCR 2300		12.20 NCR 1823	*	Object	09/17/98				
12 NCAC 11 .0506	11.30 NCR 2300		12.20 NCR 1823	*	Approve	09/17/98				
12 NCAC 11 .0507	11.30 NCR 2300		12.20 NCR 1823	*	Approve	09/17/98				
<b>Criminal Justice Education and Training Standards Commission</b>										
12 NCAC 09A .0103	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0101	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0210	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0211	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0212	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0213	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0214	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0215	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0218	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B .0219	12.21 NCR 1873		13.01 NCR 6	*						

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12 NCAC 09B 0220	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0221	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0222	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0301	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0309	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0310	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0311	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0404	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0408	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0409	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0414	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09B 0416	12.21 NCR 1873		13.01 NCR 6	*						
12 NCAC 09C 0308	12.21 NCR 1873		13.01 NCR 6	*						
<b>Private Protective Services Board</b>										
12 NCAC 07D 0204	11.14 NCR 1108		12.08 NCR 622	*	Object	03/20/98				
12 NCAC 07D 1106	11.14 NCR 1108		12.08 NCR 622	*	Approve	06/18/98	*		13.03 NCR 334	
12 NCAC 07D 1201	11.10 NCR 818		12.14 NCR 1263	*	Object	03/20/98				
12 NCAC 07D 1202	11.10 NCR 818		12.14 NCR 1263	*	Approve	06/18/98	*		13.03 NCR 334	
12 NCAC 07D 1301	11.16 NCR 1268		12.14 NCR 1263	*	Object	03/20/98				
12 NCAC 07D 1302	11.16 NCR 1268		12.14 NCR 1263	*	Approve	06/18/98	*			
12 NCAC 07D 1303	11.16 NCR 1268		12.14 NCR 1263	*						
12 NCAC 07D 1304	11.16 NCR 1268		12.14 NCR 1263	*						
12 NCAC 07D 1305	11.16 NCR 1268		12.14 NCR 1263	*						
12 NCAC 07D 1306	11.16 NCR 1268		12.14 NCR 1263	*						
12 NCAC 07D 1307	11.16 NCR 1268		12.14 NCR 1263	*						
<b>Sheriffs' Education and Training Standards Commission</b>										
12 NCAC 10B 0206	12.07 NCR 508	12.18 NCR 1703	12.18 NCR 1703	*	Approve	06/18/98			13.03 NCR 334	
12 NCAC 10B 1103	12.07 NCR 508	12.18 NCR 1703	12.08 NCR 624							

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					Action	Date				
12 NCAC 10B .1104	12-07 NCR 508	12-18 NCR 1703	12-08 NCR 624							
<b>LABOR</b>										
<b>Boiler and Pressure Vessel Division</b>										
13 NCAC 13 .0406	13-03 NCR 269		13-08 NCR 685	*						
13 NCAC 13 .0409	13-03 NCR 269		13-08 NCR 685	*						
<b>Occupational Safety and Health</b>										
13 NCAC 07A .0900	11-11 NCR 881									
13 NCAC 07F	11-03 NCR 106									
13 NCAC 07F	13-02 NCR 176									
13 NCAC 07F .0201	11-03 NCR 106									
13 NCAC 07F .0301	11-03 NCR 106									
<b>Retaliatory Employment Discrimination</b>										
13 NCAC 19 .0101	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0102	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0201	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0301	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0302	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0401	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0402	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0501	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0502	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0601	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0602	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0603	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0604	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0605	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0701	13-03 NCR 268		13-08 NCR 686	*						
13 NCAC 19 .0702	13-03 NCR 268		13-08 NCR 686	*						

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<b>Wage and Hour Division</b>										
13 NCAC 12 .0101	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0104	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0303	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0304	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0305	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0306	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0307	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0308	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0309	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0310	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0501	13-03 NCR 268									
13 NCAC 12 .0502	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0602	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0603	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0604	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0605	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0701	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0702	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0801	13-03 NCR 268									
13 NCAC 12 .0802	13-03 NCR 268									
13 NCAC 12 .0803	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0804	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0805	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0806	13-03 NCR 268		13-08 NCR 676	*						
13 NCAC 12 .0807	13-03 NCR 268		13-08 NCR 676	*						

**LANDSCAPE ARCHITECTS, BOARD OF**

21 NCAC 26 .0104  
12-08 NCR 730



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21 NCAC 26 .0105		12.08 NCR 730								
21 NCAC 26 .0302		12.08 NCR 730								
21 NCAC 26 .0506		12.08 NCR 730								
21 NCAC 26 .0507		12.08 NCR 730								
21 NCAC 26 .0508		12.08 NCR 730								
21 NCAC 26 .0509		12.08 NCR 730								
<b>MEDICAL BOARD</b>										
21 NCAC 32	13.06 NCR 538									
21 NCAC 32B	11.18 NCR 1369									
21 NCAC 32B	12.04 NCR 245									
21 NCAC 32F .0103		11.18 NCR 1386 Temp Expired	12.04 NCR 294	*						
21 NCAC 32F .0103		12.14 NCR 1354	12.21 NCR 1881 13.08 NCR 709	*						
21 NCAC 32H .0402		12.04 NCR 314		*						
21 NCAC 32M .0101	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0102	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0103	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0104	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0105	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0106	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0107	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0108	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0109	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0110	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0111	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0112	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32M .0115	12.19 NCR 1765		13.08 NCR 709	*						
21 NCAC 32O .0101	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32O .0102	11.18 NCR 1369		13.08 NCR 709	*						

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					Action	Date				
21 NCAC 320 .0103	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0104	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0105	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0106	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0107	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0109	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0110	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0111	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0112	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0113	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0114	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0115	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0116	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0117	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0118	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0119	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0120	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 320 .0121	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 32R .0101	12 19 NCR 1765		13-08 NCR 709	*						
21 NCAC 32R .0102	12 19 NCR 1765		13-08 NCR 709	*						
21 NCAC 32R .0103	12 19 NCR 1765		13-08 NCR 709	*						
21 NCAC 32R .0104	12 19 NCR 1765		13-08 NCR 709	*						
21 NCAC 32S .0101	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 32S .0102	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 32S .0103	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 32S .0104	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 32S .0105	11 18 NCR 1369		13-08 NCR 709	*						
21 NCAC 32S .0106	11 18 NCR 1369		13-08 NCR 709	*						

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21 NCAC 32S .0107	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0108	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0109	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0110	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0111	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0112	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0113	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0114	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0115	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0116	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0117	11.18 NCR 1369		13.08 NCR 709	*						
21 NCAC 32S .0118	11.18 NCR 1369		13.08 NCR 709	*						
<b>MORTUARY SCIENCE, BOARD OF</b>										
21 NCAC 34A .0201		12.07 NCR 556								
21 NCAC 34C	12.09 NCR 745									
<b>MUNICIPAL INCORPORATIONS PETITION</b>										
<b>NURSING, BOARD OF</b>										
21 NCAC 36 .0227	12.05 NCR 338		13.08 NCR 725	*						
<b>OPTICIANS, BOARD OF</b>										
21 NCAC 40 .0108		12.07 NCR 557								
<b>OPTOMETRY, BOARD OF</b>										
21 NCAC 42	12.06 NCR 453									
21 NCAC 42E .0102		12.06 NCR 487	12.12 NCR 1058	*		Approve	04/15/98		13.01 NCR 43	
<b>PHARMACY, BOARD OF</b>										
21 NCAC 46 .1317	13.01 NCR 3		13.06 NCR 559	*						
21 NCAC 46 .1414	N/A	N/A	N/A			Approve	04/15/98		13.01 NCR 43	
21 NCAC 46 .1414	12.24 NCR 2203		13.06 NCR 559	*						
21 NCAC 46 .1601	12.03 NCR 168		12.07 NCR 527	*						

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					Action	Date				
21 NCAC 46 1601	12 24 NCR 2203		12 09 NCR 797	*	Approve	03/20/98			12 23 NCR 2100	Pending Leg. Action
21 NCAC 46 1606	13 01 NCR 3		13 04 NCR 419	*						
21 NCAC 46 1608	12 24 NCR 2203		13 06 NCR 559	*						
21 NCAC 46 1609	12 24 NCR 2203									
21 NCAC 46 1612	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 1703	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 1706	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 1804	12 03 NCR 168		12 07 NCR 527	*	State Budget	03/20/98				
21 NCAC 46 1809	12 24 NCR 2203		12 09 NCR 797	*						
21 NCAC 46 1813	N/A	N/A	13 02 NCR 246	SI						
21 NCAC 46 1814	13 01 NCR 3		13 04 NCR 419	*					13 01 NCR 43	
21 NCAC 46 2103	12 03 NCR 168		N/A	*	Approve	04/15/98				
21 NCAC 46 2301	12 03 NCR 168		12 07 NCR 527	*						
21 NCAC 46 2304	12 24 NCR 2203		12 09 NCR 797	*						
21 NCAC 46 2306	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 2502	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 2506	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 2604	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 2609	12 24 NCR 2203		13 04 NCR 419	*						
21 NCAC 46 2611	N/A	N/A	N/A	*	Approve	04/15/98			13 01 NCR 43	
21 NCAC 46 2641	12 24 NCR 2203		13 04 NCR 419	*						
<b>PHYSICAL THERAPY EXAMINERS</b>										
21 NCAC 48A 0103	12 08 NCR 619		12 13 NCR 1150	*	Object	03/20/98			13 01 NCR 43	
21 NCAC 48A 0105	12 08 NCR 619		12 13 NCR 1150	*	Approve	04/15/98	*			
					Object	03/20/98	*			
					Approve	04/15/98	*			

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21 NCAC 48C .0401	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98				
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48D .0102	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48D .0105	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48D .0112	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48F .0102	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48G .0203	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48G .0404	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
21 NCAC 48G .0601	12-08 NCR 619		12-13 NCR 1150	*	Object	03/20/98	*		13-01 NCR 43	
					Approve	04/15/98	*		13-01 NCR 43	
<b>PLUMBING, HEATING AND FIRE SPRINKLER CONTRACTORS, EXAMINERS OF</b>										
21 NCAC 50 .0106	12-07 NCR 509									
21 NCAC 50 .0202	12-07 NCR 509									
21 NCAC 50 .0301	12-07 NCR 509	12-07 NCR 557	12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .0306	12-07 NCR 509	12-07 NCR 557	12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .0404	12-07 NCR 509	12-07 NCR 557	12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .0405	12-07 NCR 509		12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .0506	12-07 NCR 509	12-07 NCR 557								
21 NCAC 50 .0510	12-07 NCR 509		12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .0511	12-07 NCR 509	12-07 NCR 557	12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .1102	12-07 NCR 509	12-07 NCR 557	12-16 NCR 1490	S	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .1104	12-07 NCR 509		12-16 NCR 1490	*	Approve	04/15/98			13-01 NCR 43	
21 NCAC 50 .1201	12-07 NCR 509									
21 NCAC 50 .1205	12-07 NCR 509									
21 NCAC 50 .1206	12-07 NCR 509									
21 NCAC 50 .1210	12-07 NCR 509									
21 NCAC 50 .1212	12-07 NCR 509									

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21 NCAC 50 1302	12.07 NCR 509									
<b>PROFESSIONAL ENGINEERS AND LAND SURVEYORS</b>										
21 NCAC 56 0103	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0104	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98			13.01 NCR 43	
21 NCAC 56 0401	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0403	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0404	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98			13.01 NCR 43	
21 NCAC 56 0405	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98			13.01 NCR 43	
21 NCAC 56 0501	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0502	12.08 NCR 619		12.16 NCR 1492	S	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0503	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0505	12.08 NCR 619		12.16 NCR 1492	S	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0601	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0602	12.08 NCR 619		12.16 NCR 1492	S	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0603	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0606	12.08 NCR 619		12.16 NCR 1492	S	Approve	04/15/98			13.01 NCR 43	
21 NCAC 56 0701	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0702	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98			13.01 NCR 43	
21 NCAC 56 0901	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 0902	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98			13.01 NCR 43	
21 NCAC 56 1102	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 1103	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 1104	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 1105	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 1201	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 1203	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	
21 NCAC 56 1205	12.08 NCR 619		12.16 NCR 1492	*	Approve	04/15/98	*		13.01 NCR 43	

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21 NCAC 56 1301	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1302	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1403	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1409	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1411	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1602	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1603	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1604	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1703	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1704	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1705	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 56 1711	12:08 NCR 619		12:16 NCR 1492	*	Approve	04/15/98	*		13:01 NCR 43	
<b>PSYCHOLOGY BOARD</b>										
21 NCAC 54 1611	12:05 NCR 338									
21 NCAC 54 1612	12:05 NCR 338									
21 NCAC 54 1613	12:05 NCR 338									
21 NCAC 54 2006	12:05 NCR 338									
21 NCAC 54 2010	12:05 NCR 338									
21 NCAC 54 2104	12:05 NCR 338									
21 NCAC 54 2301	12:05 NCR 338									
21 NCAC 54 2302	12:05 NCR 338									
21 NCAC 54 2303	12:05 NCR 338									
21 NCAC 54 2304	12:05 NCR 338									
21 NCAC 54 2305	12:05 NCR 338									
21 NCAC 54 2306	12:05 NCR 338									
21 NCAC 54 2307	12:05 NCR 338									
21 NCAC 54 2308	12:05 NCR 338									
21 NCAC 54 2309	12:05 NCR 338									

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					Action	Date				
21 NCAC 54 .2310	12.05 NCR 338									
21 NCAC 54 .2311	12.05 NCR 338									
21 NCAC 54 .2312	12.05 NCR 338									
21 NCAC 54 .2313	12.05 NCR 338									
21 NCAC 54 .2314	12.05 NCR 338									
21 NCAC 54 .2401	12.05 NCR 338									
21 NCAC 54 .2402	12.05 NCR 338									
21 NCAC 54 .2501	12.05 NCR 338									
21 NCAC 54 .2502	12.05 NCR 338									
21 NCAC 54 .2503	12.05 NCR 338									
21 NCAC 54 .2504	12.05 NCR 338									
21 NCAC 54 .2505	12.05 NCR 338									
21 NCAC 54 .2601	12.05 NCR 338									
21 NCAC 54 .2602	12.05 NCR 338									
21 NCAC 54 .2704	12.05 NCR 338									
21 NCAC 54 .2705	12.05 NCR 338									
21 NCAC 54 .2706	12.05 NCR 338									
<b>PUBLIC EDUCATION</b>										
16 NCAC 06C .0310		12.03 NCR 210	12.01 NCR 18	*						Temp Filed over obj
16 NCAC 06C .0502		12.09 NCR 834	12.19 NCR 1773	N/A		Approve	08/20/98			
16 NCAC 06C .0602			12.12 NCR 1050	*		Object Approve	03/20/98 04/15/98	*	13.01 NCR 43	
16 NCAC 06D 0103		12.22 NCR 2010								
16 NCAC 06E .0105		12.05 NCR 433	12.19 NCR 1773	N/A		Approve	08/20/98	*		
16 NCAC 06E .0301		13.05 NCR 523								
16 NCAC 06G .0305			12.19 NCR 1773	N/A		Approve	08/20/98	*		
16 NCAC 06G .0310			12.19 NCR 1773	N/A		Approve	08/20/98	*		
16 NCAC 06G .0311		12.22 NCR 2010								



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					Action	Date				
16 NCAC 06G .0501		12-12 NCR 1071	12-19 NCR 1773	N/A	Approve	08/20/98				
Public School Administration, Standards Board for										
16 NCAC 07 .0202		12-07 NCR 533	12-12 NCR 1052	*	Approve	04/15/98	*		13-01 NCR 43	
<b>REAL ESTATE COMMISSION</b>										
<b>REVENUE</b>										
21 NCAC 58A .0101	N/A	N/A	N/A	N/A	Approve	08/20/98				
17 NCAC 04B .0102	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0104	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0105	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0106	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0107	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0301	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0302	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0306	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0308	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0309	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0310	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0311	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0312	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0403	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .0405	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .2902	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .4301	N/A		13-08 NCR 690	N/A						
17 NCAC 04B .4302	N/A		13-08 NCR 690	N/A						
17 NCAC 04D .0204			13-05 NCR 496	S/SE						
17 NCAC 04D .0303			13-05 NCR 496	S/SE						
17 NCAC 04D .0305			13-05 NCR 496	S/SE						
17 NCAC 04D .0401			13-05 NCR 496	S/SE						

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					Action	Date				
17 NCAC 04D 0402			13 05 NCR 496	S/SE						
17 NCAC 04D 0501			13 05 NCR 496	S/SE						
17 NCAC 04D 0505			13 05 NCR 496	S/SE						
17 NCAC 04D 0506			13 05 NCR 496	S/SE						
17 NCAC 04D 0508			13 05 NCR 496	S/SE						
17 NCAC 04D 0610			13 05 NCR 496	S/SE						
17 NCAC 04D 0901			13 05 NCR 496	S/SE						
17 NCAC 04D 0902			13 05 NCR 496	S/SE						
17 NCAC 04D 0903			13 05 NCR 496	S/SE						
17 NCAC 04D 0907			13 05 NCR 496	S/SE						
17 NCAC 04D 0908			13 05 NCR 496	S/SE						
17 NCAC 04D 1001			13 05 NCR 496	S/SE						
17 NCAC 04D 1003			13 05 NCR 496	S/SE						
17 NCAC 04E 0102	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0103	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0201	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0202	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0203	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0302	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0703	N/A		13 08 NCR 690	N/A						
17 NCAC 04E 0805	N/A		13 08 NCR 690	N/A						
17 NCAC 05B 0107	N/A		13 09 NCR 760	N/A						
17 NCAC 05B 1105	N/A	N/A	13 09 NCR 760	N/A				Approve	09/17/98	
17 NCAC 05B 1304	N/A	N/A	N/A	N/A				Approve	04/15/98	13:01 NCR 43
17 NCAC 05B 1402	N/A	N/A	N/A	N/A				Approve	04/15/98	13:01 NCR 43
17 NCAC 05B 1703	N/A	N/A	N/A	N/A						
17 NCAC 05C 0102			12:14 NCR 1285	*						
17 NCAC 05C 0703			12:14 NCR 1285	*						

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					Action	Date				
17 NCAC 05C .0703	N/A		13:09 NCR 760	N/A						
17 NCAC 05C .2004	N/A		13:09 NCR 760	N/A						
17 NCAC 05C .2101	N/A		13:09 NCR 760	N/A						
17 NCAC 05C .2102	N/A		13:09 NCR 760	N/A						
17 NCAC 06B .0104	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .0105	N/A		13:08 NCR 694	N/A						
17 NCAC 06B .0110	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .0118	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .0606	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .3203	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .3204	N/A		12:17 NCR 1610	*	Approve	06/18/98			13:03 NCR 334	
17 NCAC 06B .3206	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .3901	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .3904	N/A		13:09 NCR 762	N/A						
17 NCAC 06B .4004	N/A		13:09 NCR 762	N/A						
17 NCAC 07B .0104	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .0124	N/A		13:08 NCR 695	N/A						
17 NCAC 07B .0125	N/A		13:08 NCR 695	N/A						
17 NCAC 07B .0206	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .1301	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .1303	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .1602	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .1905	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .2101	N/A		13:09 NCR 767	N/A						
17 NCAC 07B .5401	N/A		13:06 NCR 552	N/A						
17 NCAC 07B .5402	N/A		13:06 NCR 552	N/A						
17 NCAC 07B .5403	N/A		13:06 NCR 552	N/A						
17 NCAC 07B .5404	N/A		13:06 NCR 552	N/A						

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17 NCAC 07B .5405	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5406	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5408	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5409	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5410	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5411	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5412	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5414	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5415	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5416	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5417	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5418	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5419	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5420	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5421	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5422	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5423	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5424	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5428	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5429	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5430	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5431	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5432	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5433	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5434	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5435	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5438	N/A		13.06 NCR 552	N/A						
17 NCAC 07B .5440	N/A		13.06 NCR 552	N/A						

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17 NCAC 07B .5442	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5443	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5444	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5447	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5448	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5449	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5450	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5451	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5452	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5453	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5454	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5455	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5456	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5457	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5458	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5460	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5461	N/A		13-06 NCR 552	N/A						
17 NCAC 07B .5463	N/A		13-06 NCR 552	N/A						
17 NCAC 09K .0601	N/A		13-08 NCR 695	N/A						
17 NCAC 09L .0302			12-17 NCR 1610	*	Approve	06/18/98		13:03 NCR 334	13:03 NCR 262	
Fax Review Board										
<b>SECRETARY OF STATE</b>										
18 NCAC 06 .1104		12-07 NCR 534	12-14 NCR 1312	*	Object	03/20/98	*	13:01 NCR 43		
18 NCAC 06 .1206		12-07 NCR 534	12-14 NCR 1312	*	Approve	04/15/98	*	13:01 NCR 43		
18 NCAC 06 .1212		12-07 NCR 534	12-14 NCR 1312	*	Approve	04/15/98	*	13:01 NCR 43		
18 NCAC 06 .1401		12-07 NCR 534	12-14 NCR 1312	*	Object	03/20/98	*	13:01 NCR 43		
18 NCAC 06 .1509		12-07 NCR 534	12-14 NCR 1312	*	Approve	04/15/98	*	13:01 NCR 43		

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18 NCAC 06 1702		12 07 NCR 534	12 14 NCR 1312	*	Approve	04/15/98	*		13 01 NCR 43	
18 NCAC 06 1703		12 07 NCR 534	12 14 NCR 1312	*	Approve	03/20/98	*		13 01 NCR 43	
18 NCAC 06 1705		12 07 NCR 534	12 14 NCR 1312	*	Approve	04/15/98	*		13 01 NCR 43	
18 NCAC 06 1706		12 07 NCR 534	12 14 NCR 1312	*	Approve	03/20/98	*		13 01 NCR 43	
18 NCAC 06 1802		12 07 NCR 534	12 14 NCR 1312	*	Approve	04/15/98	*		13 01 NCR 43	
18 NCAC 06 1803		12 07 NCR 534	12 14 NCR 1312	*	Approve	03/20/98	*		13 01 NCR 43	
18 NCAC 06 1805		12 07 NCR 534	12 14 NCR 1312	*	Approve	04/15/98	*		13 01 NCR 43	
18 NCAC 06 1811		12 07 NCR 534	12 14 NCR 1312	*	Approve	03/20/98	*		13 01 NCR 43	
18 NCAC 10	13 09 NCR 759									
<b>SPEECH AND LANGUAGE PATHOLOGISTS AND AUDIOLOGIST, BOARD OF EXAMINERS</b>										
21 NCAC 64 0303	11 23 NCR 1780									
<b>STATE PERSONNEL COMMISSION</b>										
25 NCAC 01B 0354	13 05 NCR 436		13 09 NCR 773	*	Approve	03/20/98	*		13 01 NCR 43	
25 NCAC 01B 0437	13 05 NCR 436		13 09 NCR 773	*	Approve	04/15/98	*		13 01 NCR 43	
25 NCAC 01D 2516		11 13 NCR 1062 Temp 1 signed	11 19 NCR 1429	*	Approve	04/15/98	*		13 01 NCR 43	
25 NCAC 01D 2517		12 09 NCR 835								
25 NCAC 01H 0602	13 05 NCR 436		13 09 NCR 773	*	Approve	03/20/98	*		13 01 NCR 43	
25 NCAC 01H 0605	13 05 NCR 436		13 09 NCR 773	*	Approve	04/15/98	*		13 01 NCR 43	
25 NCAC 01H 0606	13 05 NCR 436		13 09 NCR 773	*	Approve	03/20/98	*		13 01 NCR 43	
25 NCAC 01J 0503	13 05 NCR 436		13 09 NCR 773	*	Approve	04/15/98	*		13 01 NCR 43	
25 NCAC 01J 0512	13 05 NCR 436		13 09 NCR 773	*	Approve	03/20/98	*		13 01 NCR 43	
25 NCAC 01J 0603	13 05 NCR 436		13 09 NCR 773	*	Approve	04/15/98	*		13 01 NCR 43	
<b>SUBSTANCE ABUSE PROFESSIONAL CERTIFICATION BOARD</b>										
21 NCAC 68	12 09 NCR 745									
21 NCAC 68 0101		12 11 NCR 944	12 15 NCR 1426	S/A	Approve	04/15/98	*		13 01 NCR 43	

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21 NCAC 68.0102	N/A	N/A	N/A		Approve	04/15/98			13:01 NCR 43	
21 NCAC 68.0301		12.11 NCR 944	12.15 NCR 1426	S/L	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 68.0302		12.11 NCR 944	12.15 NCR 1426	S/L	Approve	04/15/98			13:01 NCR 43	
21 NCAC 68.0303		12.11 NCR 944	12.15 NCR 1426	S/L	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 68.0304		12.11 NCR 944	12.15 NCR 1426	S/L	Approve	04/15/98			13:01 NCR 43	
21 NCAC 68.0305		12.11 NCR 944	12.15 NCR 1426	S/L	Object	04/15/98				
21 NCAC 68.0306		12.11 NCR 944	12.15 NCR 1426	S/L	Approve	05/21/98	*		13:02 NCR 249	
21 NCAC 68.0307		12.11 NCR 944	12.15 NCR 1426	S/L	Approve	04/15/98			13:01 NCR 43	
21 NCAC 68.0602	12.09 NCR 745	12.11 NCR 944	12.15 NCR 1426	S/L	Approve	04/15/98			13:01 NCR 43	
21 NCAC 68.0603	12.09 NCR 745		12.15 NCR 1426	S/L	Approve	04/15/98	*		13:01 NCR 43	
21 NCAC 68.0608	12.09 NCR 745		12.15 NCR 1426	S/L	Approve	04/15/98			13:01 NCR 43	
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19A NCAC 02D.0406	12.22 NCR 1980		13.05 NCR 501	*						
19A NCAC 02D.0415	12.18 NCR 1694		12.24 NCR 2219	*	Approve	09/17/98				
19A NCAC 02D.0415	13.08 NCR 626				<b>Object</b>	<b>09/17/98</b>				
19A NCAC 02D.0816	12.19 NCR 1764		13.01 NCR 41	*						
19A NCAC 02E.0221	13.04 NCR 361									
19A NCAC 02E.0222	13.04 NCR 361									
<b>Motor Vehicles, Division of</b>										
19A NCAC 03I.0100	11.19 NCR 1413									
19A NCAC 03I.0200	11.19 NCR 1413									
19A NCAC 03I.0202	12.18 NCR 1695		12.24 NCR 2220	*	Approve	08/20/98	*			
19A NCAC 03I.0203	12.18 NCR 1695		12.24 NCR 2220	*	Approve	08/20/98	*			
19A NCAC 03I.0300	11.19 NCR 1413									
19A NCAC 03I.0400	11.19 NCR 1413									
19A NCAC 03I.0500	11.19 NCR 1413									
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(Updated through October 27, 1998)

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					Action	Date				
19A NCAC 031 .0502	12 18 NCR 1695		12 24 NCR 2220	*	Approve	08/20/98	*			
19A NCAC 031 .0503	12 18 NCR 1695		12 24 NCR 2220	*	Approve	08/20/98	*			
19A NCAC 031 .0600	11 19 NCR 1413									
19A NCAC 031 .0700	11 19 NCR 1413									
19A NCAC 031 .0800	11 19 NCR 1413									
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19A NCAC 06B 0401	12 22 NCR 1981		13 06 NCR 557	*						
19A NCAC 06B 0404	12 22 NCR 1981		13 06 NCR 557	*						
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**VETERINARY MEDICAL BOARD**

21 NCAC 66 .0207	12 23 NCR 2089
21 NCAC 66 .0208	12 23 NCR 2089





# Statement of Ownership, Management, and Circulation

(Required by 39 U.S.C. 3685)

1. Publication Title <i>North Carolina Register</i>	2. Publication No.		3. Filing Date
	<i>016</i>	<i>-727</i>	<i>10-22-98</i>

4. Issue Frequency <i>twice a month</i>	5. No. of Issues Published Annually <i>24</i>	6. Annual Subscription Price <i>\$ 195</i>
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7. Complete Mailing Address of Known Office of Publication (Street, City, County, State, and ZIP+4) (Not Printer)  
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424 N Blount St, Raleigh, NC 27601*

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